

CHILD CARE COMPLIANT

Name of Provider Terri Endress	County Des Moines	
Care Address 1113 South 9th ST	City Burlington	Zip Code 52601
Mailing Address 1113 South 9th ST	Mailing City Burlington	Mailing Zip Code 52601
Phone 319-750-3687	Email	

Date of Complaint:	07/07/2022	Date of Visit:	07/18/2022
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Type of Visit

☐ Scheduled	☒ Unannounced	☐ N/A
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Compliance Regulation

☒ Non-Compliance with Regulations Found	☐ Compliance with Regulations Found
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Recommendation for Registration:

☒ No Changes to registration status recommended
☐ Revocation of Registration
☐ Cancellation of Child Care Assistance Provider Agreement

Category of Care:

☐ Category A
☐ 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
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Did this complaint result in a death to a child?	☐ Yes	☒ No
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Summary of Complaint:

It was reported the daycare provider let a child leave with a person who was not authorized to pick the child up.

Rule Basis and Findings of Complaint(s):

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441 IAC 110.8 Standards. Conditions in the home are safe, sanitary, and free of hazards.

441 IAC 110.9(4) Children's Files. An individual file for each child shall be maintained and updated annually or when the provider becomes aware of changes. The file shall contain:

Identifying information including, at a minimum, the child's name, birth date, parent's name, address, telephone number, special needs of the child, and the parent's work address and telephone number.

Emergency information including, at a minimum, where the parent can be reached, the name, street address, city and telephone number of the child's regular source of health care, and the name, telephone number, and relationship to the child of another adult available in case of emergency.

A signed medical consent from the parent authorizing emergency treatment.

An admission physical examination report signed by a licensed physician or designee in a clinic supervised by a licensed physician

The date of the physical examination shall not be more than 12 months before the child's first day of attendance at the child development home.

The written report shall include past health history, status of present health, allergies and restrictive conditions, and recommendations for continued care when necessary.

For a child who is five years of age or older and enrolled in school, a statement of health status signed by the parent or legal guardian may be substituted for the physical examination report.

The examination report or statement of health status shall be on file before the child's first day of care

For children under the age of 6, a statement of health condition signed by a physician or designee submitted annually from the date of the admission physical. For a child who is enrolled in school, a statement of health status signed by the parent or legal guardian may be substituted for the physician statement.

For each school-age child, on the first day of attendance, documentation of a physical examination that was completed at the time of school enrollment or since.

A signed and dated immunization certificate provided by the state department of public health. For the school-age child, a copy of the most recent immunization record shall be acceptable.

For any child with allergies, a written emergency plan in the case of an allergic reaction. A copy of this information shall accompany the child if the child leaves the premises.

Documentation list that is signed by the parent and names persons authorized to pick up the child. The authorization shall include the name, telephone number, and relationship of the authorized person to the child.

Written permission from the parent for the child to attend activities away from the child development home.

Injury report forms documenting injuries requiring first aid or medical care

If the child meets the definition of homelessness as defined by section 725(2) of the McKinney-Vento Homeless Education Assistance Act, the family shall receive a 60-day grace period to obtain medical documentation.

7/12/22

Chad Reckling, SW II left message for a parent to contact the Department.

7-18-22

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Chad Reckling, SW II along with Tabitha Copeland from Child Care Resource & Referral (CCR&R) visited with the provider today regarding concerns before the Department. Terri indicated she is aware of what this is regarding and she thought this worker would be coming to visit her shortly. She indicated this situation where she had given a daycare child to an unauthorized person occurred on July 6, 2022. She stated the mother of this child did not want the dad to see the child and have anything to do with the child. The dad has recently expressed interest in visitation with the child. Terri and her staff are familiar with what the father looks like and how the mother has in fact stated to daycare staff the father's visits with his child are on Wednesdays at 4 PM along with every other weekend, etc. Terri indicated the mother of the child does not like the father's fiancé. Terri stated the child is excited when the father comes to pick them up and get them. Terri indicated the child expresses this similar excitement when the father's fiancé comes to pick up the child. Terri reported that on the day in question, July 6, the father had contacted her; however another staff member had picked up her phone to respond to the phone call.

The father indicated the fiancé was going to pick up the child on that day as the father was unavailable to make it. Terri indicated the mother of the child found out the fiancé had picked the child up and then subsequently stated she was removing her child from care and was going to file a lawsuit against Terri etc. The mother of said child has stated verbally to both Terri and her staff the father could pick up the child for visitation on Wednesdays on a regular basis. Terri indicated she was not aware of any court order and neither her or her staff were provided with any court order from either parent with respect to the current visitation and custody arrangements of this child.

Terri indicated she found out later the mother of the child was at home the day it happened and received a text from her staff member with respect to the fathers fiancé picking the child up. The mother could have picked the child up on the day in question. The provider also found out the maternal grandmother of the child was going to pick the child up and the mother had wanted this to occur instead. The mother of the child is adamant only the father is to pick up the child. The mother indicated to Terri she will get her an order as there is a district court stipulation and order out there which outlines custody and visitation.

This worker took a picture of the paperwork the biological mother of the child had filled out which includes the enrollment paperwork as to who's authorized to pick up the child. This paperwork did not list the father or the fiancé who the child was released to as persons authorized to pick up the child. This worker and Tabitha spoke with Terri about future prevention efforts if a situation like this were to occur with children whose parents are not together and how there may be custody/visitation arrangements out there. Tabitha also provided Terri with a sign in/sign out sheet Terri could utilize to determine who was in fact picking up the child on a daily basis. This worker also addressed if there would've been concerns with regards to this individual who picked up the child that day, the liability possibly would've fell back on her. Terri indicated she will in moving forward make sure if there are situations like that which exist for her daycare parents, she will ask for a copy of the court order or she simply will not provide care to those children if it becomes a situation where she's placed in the middle. Terri indicated her and two other staff members were present that day and the child was released to the father's fiancé.

This worker completed a full compliance visit of the childcare home today. Non-compliance items were noted.

This worker spoke with a daycare parent. This parent stated that they do have a copy of a court order and that they would forward it onto this worker to show who is authorized to pick the child up as well as custody and visitation arrangements. This parent reported that they have custody of the child and that the father has visitation arrangements at this time. The parent indicated that they were to be notified as stated in the court order of any changes in persons picking the child up that were not listed on the court order specifically. The parent indicated that they had spoken with an identified staff member that day, Wednesday, of when this occurred and also provided this staff member a copy of this court order through electronic means. This parent indicated that this incident where their child was given to an unauthorized person was July 6, 2022. This parent stated that there are individuals who are allowed to pick up the child listed on the court order that is involving their child which includes the father's parents as well as some other friends and relatives.

7/19/22

This worker was provided through electronic means with a District Court Order from Des Moines county for Joint

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Stipulation regarding custody and visitation dated 11/13/19. The court order allows for visitation to include Wednesdays from 4 to 7 pm for the father. The order also states that either party or agreed upon designees that both parties shall have agreement to shall pick up the child at the beginning and end of the visitations. Each party shall cooperate with the other's authorized designee for pick up and drop off.

Resolution and Action Required:

Complaint: There is a preponderance of evidence to show the concern before the Department is valid. Through self-admission, the provider stated they had released the child in question to an individual who was not on the authorized pick up list per the intake paperwork that was filled out by the parent.

The Department of Human Services will have Terri sign a voluntary safety plan which states: Terri will insure daycare children enrolled in her care will only be released to authorized person(s) as listed on the child's enrollment paperwork. Any person(s) Terri and her staff are not familiar with who attempt to pick up children from their childcare operation will be identified by staff with a photo ID.

Terri will address all items of non-compliance as identified in the childcare visit on 7-18-22 and have them completed by 9/6/22.

Consultant's Signature:	Chad Reckling	Date of Visit:	07/12/2022
Supervisor Signature:	Machelle Pezley	Date of Visit:	08/26/2022