



10/15/2024

Leila Ahmed, Authorized Agent
Minnesota Child Care Center
312 W Lake St # 2935
Minneapolis, MN 55408-4898

License Number: 1076213 (Child Care Ctr)
Program Location: 312 W Lake St Ste 2935, Minneapolis, MN 55408-4898

CORRECTION ORDER

Dear Leila Ahmed:

On 10/10/2024, the Department of Human Services (DHS) conducted a licensing review at Minnesota Child Care Center. DHS requires you to take the corrective action described below. Details of our findings, next steps, and your options are explained below.

Standards reviewed

The licensing review determined compliance with state and federal laws and rules governing the provision of child care under Minnesota Rules, parts 9503.0005 through 9503.0170 (Rule 3).

Licensing violations

DHS determined that your program failed to follow the standard(s) described below.

Program Practices

- Violation:** Staff distribution requirements were not maintained. A teacher or assistant teacher did not directly supervise an aide.
 - An aide was working alone with three infant aged children. A staff person with the qualifications of a teacher was required. (Infants: Infant classroom)
 - Two aide qualified individuals were alone with twelve school aged children. A staff person with the qualifications of a teacher was required. (School Age 3: School Age classroom)

Citation: Minnesota Rules, part 9503.0034, subpart 1; and part 9503.0040, subpart 2, item D

Repeat Licensing Violation: The license holder was cited for a similar violation in the following order(s):

- A Correction Order dated October 31, 2023

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

2. Violation: Each child was not designated in the correct age category.

A 20-month-old child was enrolled in the infant classroom. Children over 18 months old should be designated in the toddler classroom. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0040, subpart 4

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Facility

3. Violation: The program did not comply with cleanliness requirements; the indoor space was not clean (Toddlers and Facility).

- The step stool was visibly dirty with a layer of dirt and grime. (Toddlers: Toddler classroom)
- There was one unflushed toilet in the upstairs women's bathroom. (Facility: Facility)
- The air vent in the hallway near the staircase was visibly dirty with a layer of dust and dirt. (Facility: Facility)

As defined in Minnesota Rules, part 9503.0005, subpart 9, clean means 'free from dirt or other contaminants that can be detected by sight, smell, or touch.'

Citation: Minnesota Rules, part 9503.0140, subpart 9

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

4. Violation: The DHS licenser observed that hazardous objects were accessible to children.

A plastic bag was accessible in a child's cubby. (Toddlers: Toddler classroom)

Citation: Minnesota Statutes, section 245A.66, subdivision 2, paragraph (e) and Minnesota Rules, part 9503.0140, subpart 17

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forward.

5. Violation: Areas used by the children were not in good repair.

- The bottom of the door in the food area was chipping. (Infants: Infant classroom)
- There was chipped paint on the column. (Infants: Infant classroom)
- The tabletop was chipped. (Toddlers: Toddler classroom)
- There was paint peeling and chipping in multiple areas throughout the classroom. (Preschool : Preschool classroom)
- The fabric on top of the rug panels was curling. (School Age 3 : School Age classroom)
- The bottom of the men's bathroom door in the downstairs hallway was chipping. (Facility: Facility)
- The wall paneling was detached from the wall in the hallway. (Facility: Facility)

Citation: Minnesota Rules, part 9503.0140, subpart 20

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- A Correction Order dated October 31, 2023
- A Correction Order dated October 27, 2022
- A Correction Order dated January 3, 2022

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Postings

6. Violation: The license holder did not post a licensing action in a conspicuous place for the required two years. On 10/10/2024, the order of/to Fine Order issued on 10/25/2023 was not posted in the facility.

Citation: Minnesota Statutes, section 245A.07, subdivision 5

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Infant and Toddler Care

7. Violation: Each infant's bottle was not labeled with the child's first and last name.

There was one unlabeled bottle sitting on a low toy shelf. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0145, subpart 7, item D

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Nap and Rest

8. Violation: The program did not comply with the requirements for naps and rest.
- Cribs, cots, mats, and beds were not placed with clear aisles and unimpeded access for both adults and children on at least one side.

The crib in the corner of the napping area was not accessible on one full side. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0050, subpart 4

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Reporting Requirements

9. Violation: The program did not comply with the reporting requirements for abuse and neglect; staff persons were not aware of the reporting requirements for abuse and neglect.

Four of four staff persons asked did not know where to report suspected instances of abuse and neglect.

Citation: Minnesota Rules, part 9503.0130, subpart 1

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Background Studies

10. Violation: The program did not submit a background study request for 8 of 15 (SP7, SP8, SP9, SP10, SP11, SP12, SP13 and SP14) individuals (director, staff persons, substitutes, or unsupervised volunteers) with an expired study.

Citation: Minnesota Statutes, section 245C.04, subdivision 1, paragraphs (b) and (h)

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Staff Qualifications

11. Violation: The program did not have documentation on site to show that 1 of 3 (SP1) staff persons met the education requirements of the teacher job classification for which the staff person was employed (SP1).

Citation: Minnesota Rules, part 9503.0032, subpart 2; and part 9503.0120, item B

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- A Correction Order dated October 31, 2023

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Staff Training

12. Violation: Documentation was not available on site to verify that before starting assigned duties 4 of 4 (SP4, SP5, SP6 and SP15) individuals (director, staff persons, substitutes, or unsupervised volunteers) received orientation training on:

- the risk of abusive head trauma that was at least one half hour in length as required under subdivision 5a (SP4, SP5 and SP15);
- allergy prevention and response as required by Minnesota Statutes, 245A.41, subdivision 1 (SP5, SP6 and SP15);
- behavior guidance policy standards in Minnesota Rules, part 9503.0055 (SP5, SP6 and SP15);
- the child care program plan and center's philosophy (SP5, SP6 and SP15);
- emergency preparedness as required by Minnesota Statutes, 245A.41, subdivision 3. (SP5, SP6 and SP15);
- handling and disposal of bodily fluids as required by Minnesota Statutes, 245A.41, subdivision 2 (SP5, SP6 and SP15);
- handling emergencies and accidents according to Minnesota rules, part 9503.0110 (SP5 and SP15);
- procedures for maintaining health and safety according to Minnesota Rules, part 9503.0140 (SP5, SP6 and SP15);
- a child's individual child care program plan as required under Minnesota Rules, part 9503.0065, subpart 3 (SP5, SP6 and SP15);
- specific job responsibilities (SP4 and SP15);
- program's drug and alcohol policy under section 245A.04, subdivision 1, paragraph (c) (SP4, SP5 and SP15);
- reporting responsibilities in Minnesota Statutes, chapter 260E (MOMA) and 9503.0130 (SP4 and SP15);
- program's risk reduction plan as required under section 245A.66, subdivision 2 (SP15); and
- sudden unexpected infant death that was at least one half hour in length as required in subdivision 5 (SP4, SP5 and SP15).

Citation: Minnesota Statutes, section 245A.04, subdivision 14, paragraph (b), clause (1); and section 245A.40, subdivision 1

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- A Correction Order dated October 27, 2022
- A Correction Order dated January 3, 2022

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance

going forward.

13. Violation: The program did not comply with requirements for an allergy-related Individual Child Care Program Plan (ICCPP); Documentation was not available to show that staff persons reviewed an allergy-related ICCPP. There was no documentation available to show that 1 of 1 (SP17) staff persons had reviewed an allergy-related ICCPP for a child.

On the day of the licensing visit, SP17 was working in the classroom with a child with allergies. There was no documentation available on-site to show that the staff person had reviewed the child's ICCPP.

Citation: Minnesota Statutes, section 245A.41, subdivision 1, paragraph (b)

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- A Correction Order dated October 31, 2023

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

14. Violation: The program did not comply with child development and learning training requirements. Documentation was not available on site to show that 3 of 4 (SP1, SP2 and SP4) individuals (director, staff persons, substitutes, or unsupervised volunteers):
- completed training at least every second calendar year (SP1 and SP2); and
 - completed training within 90 days of employment (SP4).

Citation: Minnesota Statutes, section 245A.40, subdivision 2

Repeat Licensing Violation: The license holder was cited for a similar violation in the following order(s):

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- A Correction Order dated October 27, 2022
- A Correction Order dated January 3, 2022

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Risk Reduction Plan

15. Violation: The program did not have a risk reduction plan that identified the general risks to children served by the program, established new or referenced existing procedures to minimize the identified risks, trained staff on the procedures, and included a review of the plan each calendar year.

Citation: Minnesota Statutes, section 245A.66, subdivision 2, paragraph (a)

Repeat Licensing Violation: The license holder was cited for a similar violation in the following order(s):

- A Correction Order dated October 31, 2023

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

Emergency Preparedness

16. **Violation:** The license holder did not review and update the emergency plan annually. There was no documentation to verify that an annual review and update of the center's emergency plan was done in 2023. "Annual" or "annually" means prior to or within the same month of the subsequent calendar year.

Citation: Minnesota Statutes, section 245A.41, subdivision 3, paragraph (d)

Repeat Licensing Violation: The license holder was cited for a similar violation in the following order(s):

- A Correction Order dated October 31, 2023

Corrective Action Required Correct immediately and submit your response through the Provider Hub within 30 days from the date of this letter detailing how compliance has been achieved. You must maintain compliance going forward.

How to respond

If you fail to correct the violation(s) within the time limits identified above, DHS may impose a fine or take an action on your license. If required above, submit corrective action(s) and any supporting documentation through the Provider Hub.

Your right to request reconsideration

You have the right to request reconsideration of this order and the cited violations. Your request must be submitted through the Provider Hub within 20 calendar days from the date this letter was issued in the Provider Hub. If you do not meet this deadline, you will lose your right to request reconsideration. Your request must:

- List each violation you are challenging
- Identify what is inaccurate or incomplete about the information in this order
- Supply information that is accurate or more complete

Legal authority

This action is taken under Minnesota Statutes, section 245A.06, subdivision 1. The timeline to request reconsideration of the order is provided in Minnesota Statutes, section 245A.06, subdivision 2.

Questions

If you have any further questions regarding this matter, you may contact me at (651) 431-6030 ext. 4037 or at chelsa.dominguez@state.mn.us.

Leila Ahmed, Authorized Agent
10/15/2024
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Sincerely,

Chelsa Dominguez, Licensor
Office of Inspector General
Licensing Division