



09/23/2022

Naley Mahmoud Abdulle, Authorized Agent
Sweet Angel Child Care Inc
2740 MINNEHAHA AVE STE 156
Minneapolis, MN 55406-3482

License Number: 1104314 (Child Care Ctr)
Program Location: 2740 MINNEHAHA AVE STE 156, Minneapolis, MN 55406-3482

CORRECTION ORDER

Dear Naley Mahmoud Abdulle:

On 09/06/2022, the Department of Human Services (DHS) conducted a licensing review at Sweet Angel Child Care Inc. 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

1. Violation: The required staff-to-child ratios were not maintained.

There was an aide supervising seventeen school age children. The required staff to child ratio is one staff person to fifteen children. A second staff person was required. (School Age 1: School Age classroom)

There was an aide supervising sixteen school age children. The required staff to child ratio is one staff person to fifteen children. A second staff person was required. (School Age 2: School Age classroom)

Citation: Minnesota Rules, part 9503.0040, subpart 1.

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

- A Correction Order dated May 26, 2022

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

2. Violation: Staff distribution requirements were not maintained. A teacher or assistant teacher did not directly supervise an aide.

There was an aide supervising two infants in the infant classroom. A staff person with the qualifications of at least a teacher was required to directly supervise the aide. (Infants: Infant classroom)

There was an aide supervising seventeen school age children. The staff to child ratio is one staff person to fifteen children. A second staff person with the qualifications of a teacher was required to directly supervise the aide. (School Age 1: School Age classroom)

There was an aide supervising sixteen school age children. The staff to child ratio is one staff person to fifteen children. A second staff person with the qualifications of a teacher was required to directly supervise the aide. (School Age 2: School Age classroom)

There was an aide supervising six preschool children. A staff person with the qualifications of at least a teacher was required to directly supervise the aide. (Preschool 2: Preschool classroom)

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

3. Violation: Staff did not supervise the children at all times (School Age 1).

The DHS licensor observed the school age staff person leave sixteen children in the classroom unsupervised when another child left the classroom and ran out into the hallway. (School Age 1: School Age classroom)

Supervision occurs when a program staff person is accountable for the child's care and is within sight and hearing of a child at all times, so that the program staff person can intervene to protect the health and safety of the child.

Citation: Minnesota Statutes, section 245A.02, subdivision 18; and Minnesota Rules, part 9503.0045, subpart 1, item A.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Medication/First Aid

4. Violation: Written parental permission had not been obtained for administering medicine.

It was determined through a conversation with a staff person that they had brought in prescription medication for their child and stored it in the office file cabinet without completing written parental permission for administering the medicine to the program.

Citation: Minnesota Rules, part 9503.0140, subpart 7, item A.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Facility

5. Violation: Equipment and furniture were not in good repair.

The changing table pad in the classroom had a rip in the middle exposing the interior material. (Infants: Infant classroom)

The hand sanitizer dispenser on the wall was in disrepair. (School Age 1: School Age classroom)

Citation: Minnesota Rules, part 9503.0140, subpart 19.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

6. Violation: The DHS licensor observed that hazardous objects were accessible to children.

There was a bottle of hand sanitizer accessible to children on the floor of the classroom. (School Age 1: School Age classroom)

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

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

The door handle of the primary classroom entrance door was in disrepair, missing the level and cover. (School Age 2: School Age classroom)

The playground gate was in disrepair along the bottom. (Facility: Facility)

Citation: Minnesota Rules, part 9503.0140, subpart 20.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Postings

8. Violation: The posted procedures for emergency and accidents were missing one or more phone numbers or sources of emergency medical and dental care, poison control, fire department, health authority, or the Department of Human Services, Division of Licensing (Infants, Toddlers, School Age 1, School Age 2 and Preschool 2).

The telephone numbers did not include the source of emergency dental care, fire department, and health authority. In addition the number for DHS-Division of licensing was incorrect. (Infants: Infant classroom, Toddlers: Toddler classroom, School Age 2: School Age classroom and Preschool 2: Preschool classroom)

The telephone numbers did not include the fire department. (School Age 1: School Age classroom)

Citation: Minnesota Rules, part 9503.0140, subpart 21.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Infant and Toddler Care

9. Violation: Daily written reports were not provided to parents.

It was determined through a conversation with a staff person that daily written reports are not provided to infant parents. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0090, subpart 2, item D.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

10. Violation: The program did not have written dietary instructions from each infant's parent.

It was determined through a conversation with a staff person who was responsible for the care of infants that they were not aware there were any infant dietary instructions. The DHS licenser located two infant dietary instructions forms in the classroom. One of the two forms had a child's name. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0145, subpart 7, item A.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

11. Violation: Each infant's feeding schedule was not available in the food preparation area.

The infant feeding schedules were not available in the food preparation area. (Infants: Infant classroom)

Citation: Minnesota Rules, part 9503.0145, subpart 7, item B.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

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

There was one bottle on a highchair and one bottle being fed to an infant that were not labeled with the child's first and last name. (Infants: Infant classroom)

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Staff Qualifications

13. Violation: The program did not have documentation on site to show that 1 of 2 (SP3) staff persons met the education requirements of the teacher job classification for which the staff person was employed (SP3).

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Staff Training

14. Violation: Documentation was not available on site to verify that before starting assigned duties 2 of 3 (SP2 and SP3) individuals (director, staff persons, substitutes, or unsupervised volunteers) received orientation training on:

- behavior guidance policy standards in Minnesota Rules, part 9503.0055 (SP2);
- the child care program plan and center's philosophy (SP2);
- procedures for maintaining health and safety according to Minnesota Rules, part 9503.0140 (SP2);
- specific job responsibilities (SP3); and
- program's drug and alcohol policy under section 245A.04, subdivision 1, paragraph (c) (SP2 and SP3).

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

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

- A Correction Order dated May 26, 2022

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

15. Violation: The required in-service training had not been completed for 3 of 3 (SP1, SP6 and SP7) individuals (director, staff persons, substitutes, or unsupervised volunteers) for the previous concluded calendar year. In-service training did not include the required number of in-service training hours for the previous concluded calendar year (SP1, SP6 and SP7).

Citation: Minnesota Statutes, section 245A.40, subdivision 7.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

16. Violation: The program did not comply with sudden unexpected infant death training requirements. The training on reducing the risk of sudden unexpected infant death for 1 of 2 (SP5) individuals (director, staff persons, substitutes, or volunteers) was not completed before caring for infants.

Citation: Minnesota Statutes, section 245A.40, subdivision 5, paragraph (a).

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Children's Records

17. Violation: Each child's record did not contain all required information:

- 4 of 4 (C1, C2, C3 and C4) children's files reviewed did not contain written authorization for the center to act in an emergency or when the parent cannot be reached or is delayed;
- 1 of 4 (C3) children's files reviewed did not contain documentation of any dietary or medical needs; and
- 2 of 2 (C3 and C4) children's files reviewed did not contain the dates of parent conferences and a summary of conference information.

Citation: Minnesota Rules, part 9503.0125.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

18. Violation: 2 of 4 (C2 and C3) children's files reviewed did not contain documentation of a current physical examination received within 30 days of enrollment.

Citation: Minnesota Rules, parts 9503.0125, item G; and 9503.0140, subpart 3.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

19. Violation: 2 of 4 (C3 and C4) children's files reviewed did not contain a current immunization record, a signed notarized statement of parental objection to the immunization, or a medical exemption.

Citation: Minnesota Rules, parts 9503.0125, item G; and 9503.0140, subpart 5.

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Risk Reduction Plan

20. Violation: In the program's risk reduction plan, the assessment of risk to children presented by the physical plant where licensed services are provided did not include an evaluation of:

- the condition and design of the facility and its outdoor space;
- bathrooms;
- storage areas;
- the accessibility of medications and cleaning products that are harmful to children when children are not supervised; and
- the existence of areas that are difficult to supervise.

Citation: Minnesota Statutes, section 245A.66, subdivision 2, paragraph (b), clause (1).

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

21. Violation: In the program's risk reduction plan, the assessment of risk to children presented by the environment did not include an evaluation of:

- the type of grounds and terrain surrounding the building; and
- the proximity to hazards, busy roads, and publicly accessed businesses.

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

22. Violation: The risk reduction plan did not have stated measures that will be taken to minimize the risk of harm presented to children based on risks identified in the physical plant and environment assessments. At a minimum, the stated measures must include the development and implementation of specific policies and procedures or reference to existing policies and procedures that minimize the risks identified.

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

23. Violation: The risk reduction plan did not include development and implementation of policies and procedures or refer to existing policies and procedures that minimize the risk of harm or injury to children that included:

- closing children's fingers in doors, including cabinet doors;
- leaving children in the community without supervision;
- children leaving the facility without supervision;
- caregiver dislocation of children's elbows;
- burns from hot food or beverages, whether served to children or being consumed by caregivers, and the devices used to warm food and beverages;
- injuries from equipment, such as scissors and glue guns;
- sunburn;
- feeding children foods to which they are allergic;
- children falling from changing tables; and

- children accessing dangerous items or chemicals or coming into contact with residue from harmful cleaning products.

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

24. Violation: The risk reduction plan did not include specific policies and procedures to ensure adequate supervision of children at all times, with particular emphasis on:

- times when children are transitioned from one area within the facility to another;
- naptime supervision;
- child drop-off and pick-up times;
- supervision during outdoor play and on community activities, including but not limited to field trips and neighborhood walks;
- supervision of children in hallways; and
- supervision of school age children when using the restroom and visiting the child's personal storage space.

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Emergency Preparedness

25. Violation: The program did not comply with the Child Care Emergency Preparedness Plan. The program did not have a written emergency plan for emergencies that requires evacuation, sheltering, or other protection of a child, such as fire, natural disaster, intruder, or other threatening situation that may pose a health or safety hazard to a child.

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

Corrective Action Required: Correct immediately and submit written documentation within 30 days of receipt of this letter detailing how compliance has been achieved and will be maintained in the future.

Written response required

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 requested above, send your written response and any supporting documentation to your licensur at:

Commissioner, Department of Human Services
ATTN: Naoko Sands
Licensing Division
PO Box 64242
St. Paul, MN 55164-0242

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Your right to request reconsideration

You have the right to request reconsideration of this order and the cited violations. Your request must:

- Be in writing
- 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
- Be made before the deadlines provided below

If you are mailing your request, it must be received by DHS within 20 calendar days from when you received this order. If you do not meet this deadline, you lose your right to request reconsideration. The timeline to appeal began when you received this order. Please send it to:

Commissioner, Department of Human Services
Office of Inspector General, Legal Counsel's Office - Licensing
PO Box 64242
St. Paul, MN 55164-0242

If your request is being personally delivered, it must be received by DHS within 20 calendar days from when you received this order. If you do not meet this deadline, you lose your right to request reconsideration. The timeline to appeal began when you received this order. Please bring it to:

Commissioner, Department of Human Services
Office of Inspector General, Legal Counsel's Office - Licensing
444 Lafayette Road North
St. Paul, MN 55155

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 651-431-4567 or at Naoko.Sands@state.mn.us.

Sincerely,

Naoko Sands, Licensor
Licensing Division
Office of Inspector General