ELC Provider Services Committee Meeting
August 25th, 2015, 2:30 p.m.
ELC Board Room

I. Welcome & Introductions
   Rick Beasley

II. Approval of Minutes
    Rick Beasley
    
    A. Motion to approve July 28th, 2015, Providers Services Committee Meeting Minutes.

III. ELC Review Hearing Committee
    
    A. Little Language Academy
       Michelle Meilan
    
    B. All My Sweet Kids Day Care Center
       Lisney Badillo
    
    C. Cherry Blossom Learning Center
       Lisney Badillo
    
    D. Duhart’s Day Care Center
       Lisney Badillo
    
    E. Room 2 Bloom
       Lisney Badillo

IV. Non-licensed Enrichment Centers
    John Ervin

V. Public Comments
    Rick Beasley

VI. Adjourn
    Rick Beasley

Mission: To promote high-quality school readiness, voluntary pre-kindergarten and after school programs, thus increasing all children’s chances of achieving future educational success and becoming productive members of society. The Coalition seeks to further the physical, social, emotional and intellectual needs of Miami-Dade and Monroe County children with a priority toward the ages before birth through age 5.
Provider Services Committee Meeting
April 16th, 2015; 3:30 PM
ELC Board Room

Committee Attendees: Shaleen Fagundo; Abilio Rodriguez; Mara Zapata, Rick Beasley, Helene Good (via conference calls)

Staff Attendees: Evelio Torres; Le Chau; Lisa Sanabria; Yesenia Reyes; Lisney Badillo; Keith Preciados; Jackye Russell; Ana Rodriguez; Belkis Leon; Victor Caballero

General Attendees: Santiago Echemendia, Esq.; Jeff Hurst; Ms. Delgado

I. Welcome and Introductions

II. Approval of Minutes

- Motion to approve minutes by M. Zapata.
  - Motion seconded by H. Good.
  - Motion was unanimously passed.

III. Bright Stars Learning Center

- R. Beasley stated that loss prevention has reason to believe that Ms. Delgado knowingly by false statement misrepresented the Coalition by omitting material facts used in making a determination to receive the School Readiness Program.
  - Recommendation is to terminate the contract in accordance to the policy and procedures of the ELC and the State referring to the School Readiness Provider Contract page 10 (10).
    - Florida Statute 1002.91
    - Florida Statute 414.39
    - Florida Statute 414.41
  - In accordance with Florida Statute 414.411- The case has been reported to:
    - The Florida Office of Early Learning
    - The Department of Children and Family Services
    - The Department of Financial Services, Public Assistance Fraud
      - Motion to approve termination by H. Carruthers
      - Motion seconded by A. Eckstein
• Motion was unanimously passed

• S. Echemendia gave a brief summary of the new ELC policy as pertaining to grievances and DCF violations. The new policy is in compliance with our child safety policy as consulted with OEL. The final word in terms of action plans and termination of providers will know be with the Review Hearing Committee and full Board will receive a report.
  o Motion to approve new policy by b. Eadie
  o Motion seconded by H. Carruthers
  o Motion was unanimously passed

IV. Adjourn

Rick Beasley
Ms. Malik,

Please seek direction from your coalition representative. Section XI of your contract for VPK provides an avenue for dispute resolution. The coalition should be able to direct you on the process outlined in that section.

Gary Sabitsch  
Director, Accountability and Quality Assurance  
Florida's Office of Early Learning  
250 Marriott Drive  
Tallahassee, FL  32399  
(850) 717-8582

New Email address:  gary.sabitsch@oel.myflorida.com

We respectfully request a dispute resolution.

Please advise on the procedure.

Thank you,

Ms. Malik

On Mon, Jul 13, 2015 at 3:29 PM, Gary Sabitsch <Gary.Sabitsch@oel.myflorida.com> wrote:

Ms. Malik,

RE: Little Language Academy (#10501)
Thank you for contacting the Office of Early Learning and sharing your concerns.

We have reviewed Little Language Academy’s compliance with the Voluntary Prekindergarten Education Program (VPK) pre- and post-assessment requirements. Our findings indicate that your center did not properly administer the VPK Assessment to all children enrolled in your VPK program.

The administration of the VPK Assessment has been required for the last three VPK program years. As Little Language Academy did not comply, we have instructed the Early Learning Coalition to remove your program from eligibility to offer the VPK program for 5 years.

Please note, Little Language Academy is entitled to request a dispute resolution as described in the Voluntary Prekindergarten Education Program Statewide Provider Agreement.

Sincerely,

Gary Sabitsch
Director, Accountability and Quality Assurance
Florida's Office of Early Learning
250 Marriott Drive
Tallahassee, FL  32399
(850) 717-8582

From: Kimberley Garcia [mailto:littlelanguagefl@gmail.com]
Sent: Friday, July 10, 2015 2:34 PM
To: VPKQuestions
Cc: Evelio Torres; Jackye Russell; Kimberley Garcia; Michelle Meilan
Subject: Re: VPK Revocation and Grievance Process
Good Afternoon,

It has been a week since we inquired as to our status for VPK and the grievance process, with no response.

Today, when we logged onto the ELCMDM Portal, we saw the attached screenshot, which says that we were not participating since May 14th, 2015. I didn't meet with Ms. Meilan until June 30th, so how is this all possible?

She said she received notice from OEL to remove us for 5 years from VPK and we cannot get an answer as to why or how. I noticed that other centers that did not assess students in years past were still able to accept VPK the following year, so I'm not sure of what is really going on.

I was able to enter students in the portal on 5/21, 5/26, 5/27, 5/29 and 6/4, so either someone is changing the dates on the portal or we were already selected to be removed prior to meeting with Ms. Meilan.

Either way, something is not right.

On Mon, Jul 6, 2015 at 11:30 AM, VPKQuestions <VPKQuestions@oel.myflorida.com> wrote:

Hello Ms. Garcia,

Thank you for contacting us. We have received your email and our team is looking into it. You will be receiving a response soon.

Thank you,
From: Kimberley Garcia [mailto:littlelanguagefl@gmail.com]
Sent: Monday, July 06, 2015 9:22 AM
To: VPKQuestions
Cc: Kimberley Garcia
Subject: Fwd: VPK Revocation and Grievance Process

Ms. Huls is out of the office until July 13th and we would like to have someone look into this, which is why we are forwarding to vpkquestions address.

Thank you

---------- Forwarded message ----------
From: Kimberley Garcia <littlelanguagefl@gmail.com>
Date: Wed, Jul 1, 2015 at 4:03 PM
Subject: VPK Revocation and Grievance Process
To: tara.huls@oel.myflorida.com
Cc: Michelle Meilan <mmeilan@elcmdm.org>, Lisney Badillo <LBadillo@elcmdm.org>, Kerry Allen <kallen@elcmdm.org>, Evelio Torres <etorres@elcmdm.org>, Jackye Russell <jrussell@elcmdm.org>, "Sandra P. Gonzalez" <SPGonzalez@elcmdm.org>, Keith Preciados <kpreciados@elcmdm.org>, Ana.Gonzalez@oel.myflorida.com, Amy.Mathis@oel.myflorida.com, Amy.Mitchell@oel.myflorida.com, Andrea.Barber@oel.myflorida.com, Andrea.Ward@oel.myflorida.com, Antrica.Morgan@oel.myflorida.com, Ashley.Mitchell@oel.myflorida.com, Audia.Bradwell@oel.myflorida.com, Bill.Ammons@oel.myflorida.com, Brian.Savon@oel.myflorida.com, Cassandra.McMichael@oel.myflorida.com, Cetoria.Lowe@oel.myflorida.com, Christina.Hoffman@oel.myflorida.com, Courtnie.Wheeless@oel.myflorida.com, Cynthia.Sucher@oel.myflorida.com, Daniel.Papka@oel.myflorida.com, Dave.Beebe@oel.myflorida.com, Dinh.Nguyen@oel.myflorida.com, Ed.Hachenberger@oel.myflorida.com, Ed.Bell@oel.myflorida.com, Eileen.Amy@oel.myflorida.com, Elizabeth.Moya@oel.myflorida.com, Erin.Smeitzer@oel.myflorida.com, Florinda.Brown@oel.myflorida.com, Fred.Triplett@oel.myflorida.com, Gary.Sabitsch@oel.myflorida.com, Gayla.Sanders@oel.myflorida.com, James.Russell@oel.myflorida.com, Jason.Tuck@oel.myflorida.com, John.Cole@oel.myflorida.com, Judy.Jones@oel.myflorida.com, Junior.Tait@oel.myflorida.com, Karen.Moon@oel.myflorida.com, Katerina.Maroney@oel.myflorida.com, Kent.Olsen@oel.myflorida.com, LaToya.Sampson@oel.myflorida.com, Laura.Delgado@oel.myflorida.com,
Good Afternoon Ms. Huls,

Ms. Meilan from ELCMDM advised we contact you to 'file a grievance with OEL, since our issue with the revocation of our VPK is not a local issue'.

She informed us yesterday that she was notified by OEL that we are no longer eligible to offer the VPK Education Program for a period of five years (Sections 1002.67(3)-(4), Florida Statues). VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. She went on to write that "If a VPK provider fails to comply, the provider is VPK Children should be assessed for Assessment Period 3 in the months of April/May"

We did assess our students and the information was (still is) in bright beginnings. The only issue we had was to click submit, as we had been saving all along. I read the statute and was unable to locate where, for a first infraction, that this would be the penalty. When I realized that the 'Submit' button was grayed out and inaccessible, I immediately sent an email to the help desk. They responded early Monday morning of the 22nd of June, and told me to contact the coalition. I finally met with Ms. Meilan yesterday, June 30th, and she emailed me yesterday afternoon and said that OEL said to revoke our VPK status.

What was the basis of this decision? We have never been warned about this issue, either verbally or in writing and have not been on probation and have been a high performing provider for some time now.
Please advise if this is the procedure for all of the centers that 'missed the data entry period', because there were at least a list page of centers in the same predicament and we would like to ensure that we are receiving fair treatment.

Listed below are our correspondences regarding this matter in chronological order.

Thanking you in advance,

Ms. Malik

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Little Language Academy
777 West Palm Drive
Florida City, FL 33034
C11MD2418
Ph/Text 786 278-2869

www.littlelanguage.org
Ms. Malik:

This response is in regards to your E-mail to the VPK Assessment Help Desk, your Assessment Period 3 data.

At this time, our records indicate that you have entered in scores for Assessment Period 3 in the VPK Assessment Online Reporting System but they were never submitted via the “Submit Assessment” button at the bottom of the Assessment Data page. Unfortunately, your Assessment Period 3 deadline passed on June 19, so you will not be able to submit those scores at this time. As such, you will not be able to print out any reports or parent letters from the Online Reporting System for this Assessment Period.

To learn how you may proceed, and how this may impact your center in the future, it is recommended that you contact your Early Learning Coalition as they will be able to assist you in terms of developing a plan for the future regarding your status as a VPK provider. You can reach your Early Learning Coalition by phone at 305-646-7220.

Respectfully,

Peter Govoni

Support Specialist

Florida Center for Reading Research
Voluntary Prekindergarten Assessment Help Desk
Good Afternoon,

We were told to contact the Coalition regarding us being added to the list submitted to the Office of Early Learning for a one time extension on the Assessment Data deadlines.

We entered the data prior to the deadline, and apparently kept saving instead of submitting. Adding us to the one-time extension list would allow us to submit our scores anytime between June 22, 2015, at 8:00 AM to June 29, 2015 11:59 PM.

Thanking you in advance,
Ms. Malik

Kimberley Garcia <littlelanguagefl@gmail.com>                      Jun 26 (5 days ago)

to Evelio, Jackye, Patricia, vpkhelp, Kimberley, robb

We have had no response to this email and the window is closing on Monday.

Thank you in advance for taking care of this urgent matter,

Ms Malik
Ms. Malik,

We will not be able to add you to the present open window. However, there will be another one coming up. I am meeting now with providers who will be submitted to OEL for the next round. I will need someone to come to the Coalition and bring me the Child Response Folders for AP3. Can someone come on Tuesday, June 30th?

Kind regards,

Michelle Meilan M.Ed., VPK Manager

mmeilan@elcmdm.org | Tel: 305-646-7220
**FREE PREKINDERGARTEN FOR YOUR 4 YEAR OLD:** If you live in Florida and have a child who turned 4 years of age by September 1st, your child is eligible for Florida’s FREE Voluntary Prekindergarten Program. VPK classrooms offer high-quality programs that include high literacy standards, developmentally appropriate curricula, manageable class sizes, and qualified teachers. For information in Miami-Dade call (305) 296-5557, and in Monroe call (305) 296-5557.

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** Kimberley Garcia**  
*littlelanguagefl@gmail.com*  
Jun 26 (5 days ago)

Yes, I will bring the folders/answer booklets on Tuesday.
Ms Malik

Thank you very much and have a pleasant weekend!

Michelle Meilan

to me

Can you come by at 11:00?

From: Kimberley Garcia [mailto:littlelanguagefl@gmail.com]
Sent: Friday, June 26, 2015 1:33 PM
To: Michelle Meilan  
Cc: Kimberley Garcia; Evelio Torres; Jackye Russell  
Subject: Re: Non-Submission of VPK Assessment P3

Kimberley Garcia <littlelanguagefl@gmail.com>  
Jun 26 (5 days ago)

to Michelle

I surely can.

Thank you again
Michelle Meilan

Jun 26 (5 days ago)

Perfect. See you then.

to me

Michelle Meilan

Jun 30 (1 day ago)

to me, kgarcia, robb, Elizabeth, Yesenia, Sandra
Good morning Ms. Malik,

I have been in contact with Ms. Kimberley Garcia since we received the first email. Ms. Garcia has had an appointment with me for today since last week. She will be bringing me the Children’s Response Folders at 11:00 a.m. After I meet with her your center’s information will be sent to OEL. At a later date they will inform me of when the system will be unlocked for you or Ms. Garcia to input the data for AP3. I will then contact you with the information.

Best regards,

Michelle Meilan, VPK Manager
Thank you for meeting with me this morning. As you know, we have entered in scores for Assessment Period 3 in the VPK Assessment Online Reporting System, but they were never submitted via the “Submit Assessment” button at the bottom of the Assessment Data page.

Hopefully the information we have provided today will be enough for us to proceed during the upcoming window to "Submit" the data via the Bright Beginnings site.

Please let us know as soon as the window is re-opened, as we have been looking for solutions since June 20th, and learned that we missed the 1st re-open window, which ended on the 29th.

I'm sure there are quite a few centers in the same predicament and we all would like to submit the data to the State as soon as possible.

Regards,

Ms. Malik
Ms. Malik,

We have received notification from OEL that the center is to be removed from the program for 5 years in accordance with Section 1002.67(4)(b), Florida Statutes. As discussed with you earlier, children were assessed the last week of school when they should have been assessed the month of April/May. Because of the delay in assessing children 8 students were not assessed at all and 6 were missing the last portion of the assessment (OL/V). Failure to assess the children deems the center no longer eligible to offer the VPK Education Program.

Should you need further assistance, please contact your Contracts Manager, Keith Preciados.

Kind regards,

Michelle Meilan M.Ed., VPK Manager

mmeilan@elcmdm.org | Tel: 305-646-7220
FREE PREKINDERGARTEN FOR YOUR 4 YEAR OLD: If you live in Florida and have a child who turned 4 years of age by September 1st, your child is eligible for Florida’s FREE Voluntary Prekindergarten Program. VPK classrooms offer high-quality programs that include high literacy standards, developmentally appropriate curricula, manageable class sizes, and qualified teachers. For information in Miami-Dade call (305) FREE-521 and in Monroe call (305) 296-5557.

From: Kimberley Garcia [mailto:littlelanguagefl@gmail.com]
Sent: Tuesday, June 30, 2015 2:32 PM
To: Michelle Meilan
Cc: VPK Assessment; vpkhelp; Kimberley Garcia; robb@little-language.org; Evelio Torres; Jackye Russell
Subject: VPK Assessment Window Re-Opening

Kimberley Garcia <littlelanguagefl@gmail.com> 9:15 PM (18 hours ago)

to Michelle, Lisney, Keith, Evelio, Jackye, Kimberley, bcc: robb, bcc: Rocka
Are all of the centers that you had on the "re-open list" going to be removed from servicing VPK students for 5 years?

The list I glimpsed this morning was rather extensive.

We assessed the students within the time frame and only had an issue hitting the Submit button. This is hardly fair punishment for that mistake, especially when we haven't had any such issues over the past 4 years. Of the students not assessed, 1 did not appear on the data screen, 2 had already finished their hours in May and 2 have had horrendous attendance in the past.

I offered to test the last student, as he is still in our center, but you said we 'shouldn't' test outside of the window. I feel as though the instructions aren't clear. We can hardly be to blame for students that don't show up for a voluntary program.

I contacted you on June 22nd and ONLY received a response when I sent a follow up email on June 26th and copied the Executive Directors.

You set today's appointment on Friday the 26th and spent 3 minutes this morning writing down what I could have sent you via email of a screen shot.

Please advise of the procedure to file an appeal for this decision, as that will definitely be our next step.

Thank you again,

Ms Malik
Good morning Ms. Malik,

VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. If a VPK provider fails to comply the provider is no longer eligible to offer the VPK Education Program for a period of five years (Sections 1002.67(3)-(4), Florida Statues). VPK Children should be assessed for Assessment Period 3 in the months of April/May. Since the VPK teacher assessed the children the last week of school she was not able to assess eight of the students and six were missing the last portion of the assessment (oral language and vocabulary). If one of your students did not appear on your class list in Bright Beginnings you should have assessed the student and contacted Bright Beginnings for technical assistance. According to your OEL-VPK Form 11B your VPK program end date was 6/4/15. Therefore, the two students mentioned could not have completed their hours in May. They would have needed to attend class until 6/4/15 in order to complete their 540 hours.

I responded to your email on June 26th the same day I was given notification of your concerns.

You may contact the Office of Early Learning if you have any other questions at 1-866-357-3239.

Please be advised that the Early Learning Coalition of Miami-Dade/Monroe has established a grievance policy and procedures designed to provide prompt and orderly resolution of complaints or disputes arising in the course of
conducting business with, receiving services from, and/or providing services to the Coalition. Any party has the right to present their grievance to the Coalition within thirty (30) days of an occurrence, or within thirty (30) days of a party having reasonable knowledge of said matter. Grievance(s) must be submitted in written form (electronic or mail) to the Early Learning Coalition.

Kind regards,

Michelle Meilan M.Ed., VPK Manager
mmeilan@elcmdm.org | Tel: 305-646-7220

Good afternoon Ms. Malik,

In this morning’s email the ELC grievance information that was provided is not applicable. Since this is not a local issue, but an OEL issue, you should file a grievance with them.

You can contact Tara Huls who is the VPK Bureau Chief at tara.huls@oel.myflorida.com or (850) 717-8635.

Kind regards,
PROVIDER NON-COMPLIANCE

Provider Relationship
Specialist/Manager: Leigh Cooper/Cindy Lozada
Date: 07/24/2015

Provider Facility Name: All My Sweet Kids Day Care Center Inc

Provider has the marked programs:

☑ SR  ☑ VPK  ☐ SVPK

Is this center a result from a change of ownership?
YES  ☐ NO

Does the current owner own any other centers?
YES  ☐ NO

2014-2015 Contract

- All My Sweet Kids has been contracted with ELC since 2012.
- 2014-2015 VPK and SR Certified
- 27 Children Enrolled
- For the 2014-2015 FY received approximately $64,822.26

2015-2016 Contract

- 2015-2016 SR Certified
- 2015-2016 VPK Certified
- 1 Class 1 Violation 09/03/2014 (ST 05. Supervision Rule 65C-22.001(5))
- 1 Class 1 Violation 09/12/2014 (ST 05. Supervision Rule 65C-22.001(5))
Child Care Facility Certificate of License

Name of Facility: All My Sweet Kids Day Care Center Inc
Certificate Number: C11MD0180
County: Miami-Dade
Address: 20000 SW 110 Court
City: Miami
Zip: 33189
Owner: All My Sweet Kids Day Care Center, Inc

The Department of Children and Families being satisfied that this child care facility has complied with Chapter 65C-22, Florida Administrative Code, Child Care Facility Standards, adopted by the Department and authorized in sections 402.301-402.319, Florida Statutes, approves an Annual license to operate this child care facility.

This certificate is effective
May 11, 2015 Through May 10, 2016

This license may be revoked or suspended for cause.

Maximum Licensed Capacity: 25

Hours of Operation:

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[Signature]
Region Administrator or Designee
**Child Care Facility Information**
Name: All My Sweet Kids Day Care Center Inc  ID Number: C11MD0180  
Address: 20000 SW 110 Court  City: Miami  State: FL  Zip Code: 33189  
Phone Number: (305) 232-6886  Capacity: 25  
Owner/Director/Staff Responsible: Luisa Chavarria

**Inspection Information**
Type: Renewal  Date: 04/14/2015  Arrival/Departure Time: 12:17 PM to 01:50 PM  
Staff Present: 4  Children Present: 15

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### INSPECTION CHECKLIST

**GENERAL REQUIREMENTS**

<table>
<thead>
<tr>
<th>Requirement</th>
<th>Compliance</th>
<th>Notes</th>
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<tbody>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S.</td>
<td>Compliance</td>
<td></td>
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<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
<td>Compliance</td>
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</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
<td>Compliance</td>
<td></td>
</tr>
<tr>
<td>04. Ratio Sufficient ss. 402.305(4), F.S. &amp; rule 65C-22.001(4), F.A.C.</td>
<td>Compliance</td>
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<td><strong>Compliance Comments:</strong></td>
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<tr>
<td>0-12 (1:2)</td>
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<td>1YR (1:5)</td>
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<tr>
<td>Mixed (2:8)</td>
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<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
<td>Compliance</td>
<td></td>
</tr>
<tr>
<td>06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
<td>Not Applicable</td>
<td></td>
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<td><strong>Not Applicable Comments:</strong></td>
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<td>As per Director, no transportation is provided.</td>
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<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
<td>Not Applicable</td>
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<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
<td>Not Applicable</td>
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<tr>
<td>09. Transportation rule 65C-22.001(6), F.A.C.</td>
<td>Not Applicable</td>
<td></td>
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<tr>
<td>10. Planned Activities ss. 402.305(13), F.S. &amp; rule 65C-22.001(7), F.A.C.</td>
<td>Compliance</td>
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</table>
# FOOD AND NUTRITION

50. Meals and Snacks rule 65C-22.005(1), F.A.C.  
Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C.  
Compliance

52. Food Service rule 65C-22.005(3), F.A.C.  
Compliance

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C.  
Compliance

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C.  
Compliance

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C.  
Compliance

# RECORD KEEPING

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C.  
Compliance

57. Children's Health/Immunization and Records ss. 402.305(9), F.S. & rule 65C-22.006(2) - (3) F.A.C.  
Compliance

Compliance

**Compliance Comments**
25 of 25 children's files were reviewed.

Compliance

60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C.  
Noncompliance

- **Non-Compliance Description**: 60-01 Documentation of Level 2 screening was missing for staff.
- **Comments**: TS was provided that if a new employee is hired and has had more than a 90 day break in service a new background screening must be completed.
- **Due Date**: 04/28/2015

**Violation Level**: Class 2 - Technical Support
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<tr>
<td>61. Daily Attendance rule 65C-22.001(10) &amp; rule 65C-22.006(5), F.A.C.</td>
<td>Compliance</td>
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<td>62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.</td>
<td>Compliance</td>
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**ENFORCEMENT**

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<tr>
<td>63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. &amp; rul 65C-22.001(9),(11), F.A.C.</td>
<td>Compliance</td>
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Received by: Luisa Chavaria  
Date: 04/14/2015

Inspected by: Michaelyn Radcliff  
Date: 04/14/2015
Child Care Facility Information  
Name: All My Sweet Kids Day Care Center Inc  ID Number: C11MD0180 
Address: 20000 SW 110 Court  City: Miami  State: FL  Zip Code: 33189 
Phone Number: (305) 232-5886  Capacity: 25 
Owner/Director/Staff Responsible: Luisa Chavarria

Inspection Information  
Type: Routine  Date: 12/05/2014  Arrival/Departure Time: 12:21 PM to 01:46 PM  
Staff Present: 4  Children Present: 8 

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL REQUIREMENTS</td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S.</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
</tr>
</tbody>
</table>
| 04. Ratio Sufficient ss. 402.305(4), F.S. & rule 65C-22.001(4), F.A.C. | Compliance  
  Compliance Comments  
  3YR (1:5)  
  Infant (1:3) |
| 05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) & 65C-22.007 (2), F.A.C. | Compliance |
| 06. Driver's License, Physician Certification & First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C. | Not Applicable  
  Not Applicable Comments  
  As per operator, no transportation is provided. |
| 07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. & rule 65C-22.001(6) F.A.C. | Not Applicable |
| 08. Seat Belts/Child Restraints ss. 402.305(10), F.S. & rule 65C-22.001(6), F.A.C. | Not Applicable |
| 09. Transportation rule 65C-22.001(6), F.A.C. | Not Applicable |
| 10. Planned Activities ss. 402.305(13), F.S. & rule 65C-22.001(7), F.A.C. | Compliance |
49. Medication rule 65C-22.004(3), F.A.C. Compliance

50. Meals and Snacks rule 65C-22.005(1), F.A.C. Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. Compliance

52. Food Service rule 65C-22.005(3), F.A.C. Compliance

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C. Compliance

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C. Compliance

\[\text{Compliance Comments}\]
Meals are catered by Montoya Holdings.

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. Compliance

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5, F.A.C. Compliance

57. Children's Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C. Noncompliance

\[\text{Non-Compliance Description}\]
57-01 A Student Health Examination/DH Form 3040 or equivalent, was not available for the child(ren).

\[\text{Comments}\]

\[\text{Due Date} 01/05/2015\]

\[\text{Violation Level Class 3}\]

\[\text{Non-Compliance Description}\]
57-09 The parents of children enrolled were not provided information detailing the causes, symptoms, and transmission of the influenza virus.

\[\text{Comments}\]

\[\text{Due Date} 01/05/2015\]

\[\text{Violation Level Class 3}\]


\[\text{Compliance Comments}\]
15 of 15 children's files were reviewed.
<table>
<thead>
<tr>
<th>Section Description</th>
<th>Compliance/Noncompliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Compliance Comments</td>
<td></td>
</tr>
<tr>
<td>5 of 5 personnel records were reviewed.</td>
<td></td>
</tr>
<tr>
<td>60. Background Screening Documents ss. 402.3054, F.S. &amp; rule 65C-22.006(4), F.A.C.</td>
<td>Noncompliance</td>
</tr>
<tr>
<td>Non-Compliance Description</td>
<td></td>
</tr>
<tr>
<td>60-02 CF-FSP Form 5131, Background Screening and Personnel File Requirements, was not on file for the employees.</td>
<td></td>
</tr>
<tr>
<td>Comments</td>
<td></td>
</tr>
<tr>
<td>Due Date 12/19/2014</td>
<td>Violation Level Class 2</td>
</tr>
<tr>
<td>60-03 The Affidavit Of Good Moral Character was not completed prior to date of hire</td>
<td></td>
</tr>
<tr>
<td>Comments</td>
<td></td>
</tr>
<tr>
<td>Due Date 12/19/2014</td>
<td>Violation Level Class 3</td>
</tr>
<tr>
<td>61. Daily Attendance rule 65C-22.001(10) &amp; rule 65C-22.006(5), F.A.C.</td>
<td>Noncompliance</td>
</tr>
<tr>
<td>Non-Compliance Description</td>
<td></td>
</tr>
<tr>
<td>61-01 Staff did not record the daily attendance of children.</td>
<td></td>
</tr>
<tr>
<td>Comments</td>
<td></td>
</tr>
<tr>
<td>Due Date 12/19/2014</td>
<td>Violation Level Class 2</td>
</tr>
<tr>
<td>62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. &amp; rule 65C-22.001(9),(11), F.A.C.</td>
<td>Compliance</td>
</tr>
</tbody>
</table>

**ENFORCEMENT**

<table>
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<tr>
<th>Section Description</th>
<th>Compliance/Noncompliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. &amp; rule 65C-22.001(9),(11), F.A.C.</td>
<td>Compliance</td>
</tr>
</tbody>
</table>

Received by: Luisa Chavarria  
Date: 12/05/2014

Inspected by: Michaelyn Radcliff  
Date: 12/05/2014
**Child Care Facility Information**
Name: All My Sweet Kids Day Care Center Inc  ID Number: C11MD0180
Address: 20000 SW 110 Court  City: Miami  State: FL  Zip Code: 33189-4404
Phone Number: (305) 232-6886  Capacity: 25
Owner/Director/Staff Responsible: Luisa Chavarría

**Inspection Information**
Type: Complaint  Date: 10/23/2014  Arrival/Departure Time: 01:12 PM to 01:35 PM
Staff Present: 7  Children Present: 2

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
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</thead>
<tbody>
<tr>
<td><strong>GENERAL REQUIREMENTS</strong></td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S.</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
</tr>
<tr>
<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
</tr>
<tr>
<td>06. Driver’s License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
</tr>
<tr>
<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
</tr>
<tr>
<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
</tr>
<tr>
<td>09. Transportation rule 65C-22.001(8), F.A.C.</td>
</tr>
<tr>
<td>10. Planned Activities ss. 402.305(13), F.S. &amp; rule 65C-22.001(7), F.A.C.</td>
</tr>
</tbody>
</table>
### Non-Compliance Description
10-05 Restraining devices (such as swings, high chairs, car seats, etc.) were used in excess as an alternative to active play or adult/child interaction, supervision, or discipline.

### Comments
TS was provided that restraining devices can not be used as a form of supervision. These devices should only be used during times of feeding or diaper changing.

---

<table>
<thead>
<tr>
<th></th>
<th>Due Date</th>
<th>Violation Level</th>
<th>Class</th>
<th>Technical Support</th>
</tr>
</thead>
<tbody>
<tr>
<td>11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.</td>
<td>Completed at time of inspection</td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>12. Child Discipline ss. 402.305(12), F.S. &amp; rule 65C-22.001(8), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13. Discipline Policy rule 65C-22.001(8), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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**PHYSICAL ENVIRONMENT**

<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>14. Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>17. Lighting rule 65C-22.002(2), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>18. Temperature and Ventilation rule 65C-22.002(2), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>19. Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
<tr>
<td>22. Fencing rule 65C-22.002(4), F.A.C.</td>
<td></td>
<td>Not Monitored</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Non-Compliance Description
48-01. The facility failed to immediately notify the child’s custodial parents or legal guardians of a serious illness, accident, injury or emergency to their child.

### Comments
TS was provided that parent/guardian must be notified immediately of any serious injury or illness.

<table>
<thead>
<tr>
<th>Due Date</th>
<th>Completed at time of inspection</th>
<th>Violation Level</th>
<th>Class 2 - Technical Support</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>49. Medication rule 65C-22.004(3), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>50. Meals and Snacks rule 65C-22.005(1), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>51. Meal and Snack Menus rule 65C-22.005(1), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>52. Food Service rule 65C-22.005(3), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

### Record Keeping

<table>
<thead>
<tr>
<th>56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>57. Children's Health/Immunization and Records ss. 402.305(9), F.S.&amp; rule 65C-22.006(2) - (3) F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
</table>

|-----------------------------------------------------------------|---------------|

|-----------------------------------------------------------------|---------------|
Child Care Facility Information
Name: All My Sweet Kids Day Care Center Inc  ID Number: C11MD0180
Address: 20000 SW 110 Court City: Miami State: FL Zip Code: 33189-
Phone Number: (305) 232-5886 Capacity: 25
Owner/Director/Staff Responsible: Luisa Chavarria

Inspection Information
Type: Complaint Date: 09/12/2014 Arrival/Departure Time: 03:30 PM to 04:10 PM
Staff Present: 3 Children Present: 16

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
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</thead>
<tbody>
<tr>
<td>GENERAL REQUIREMENTS</td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S. Not Monitored</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C. Not Monitored</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C. Not Monitored</td>
</tr>
</tbody>
</table>

| Non-Compliance Description |
| Comments |
| Due Date Completed at time of inspection |
| Violation Level Class 2 |

| 05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) & 65C-22.007 (2), F.A.C. Noncompliance |
| Non-Compliance Description |
| 05-14 One or more children were not adequately supervised in that [two infants were in cribs in a classroom and the door was closed and no teacher was present. Another child was found in the classroom adjacent to the infant room sleeping in a bouncy chair with no staff present. As well as an incident where a child cut another child's hair with scissors when no teacher was present. ], which posed an imminent threat to a child, or could or did result in death or serious harm to the health, safety or well-being of a child. |
| Comments |
| Due Date Completed at time of inspection |
| Violation Level Class 2 |

<p>| 06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(5) 65C-22.006(4), F.A.C. Not Monitored |
| 07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C. Not Monitored |</p>
<table>
<thead>
<tr>
<th>#</th>
<th>Description</th>
<th>Non-Compliance Description</th>
<th>Comments</th>
<th>Due Date</th>
<th>Violation Level</th>
</tr>
</thead>
<tbody>
<tr>
<td>10</td>
<td>Planned Activities ss. 402.305(13), F.S. &amp; rule 65C-22.001(7), F.A.C.</td>
<td>Non-compliance</td>
<td>10-05 Restraining devices (such as swings, high chairs, car seats, etc.) were used in excess as an alternative to active play or adult/child interaction, supervision, or discipline.</td>
<td>Completed at time of inspection</td>
<td>Class 3</td>
</tr>
<tr>
<td>11</td>
<td>Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>Child Discipline ss. 402.305(12), F.S. &amp; rule 65C-22.001(8), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>13</td>
<td>Discipline Policy rule 65C-22.001(8), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>Toxic Substances and Hazardous Materials rule 65C-22.002(1), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Supplies Labeled/Stored rule 65C-22.002(1), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Lighting rule 65C-22.002(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>Temperature and Ventilation rule 65C-22.002(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Number</td>
<td>Description</td>
<td>Status</td>
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<td>-----------------------------------------------------------------------------</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>Outdoor Area/Square Footage ss. 402.305(6), F.S. &amp; rule 65C-22.002(4), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Outdoor Play Area rule 65C-22.002(4), F.A.C.</td>
<td>Noncompliance</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Non-Compliance Description**

21-03 The facility's outdoor play area was observed to pose a threat to the health, safety or well-being of the children due to the presence of hazardous items.

**Comments**

**Due Date** 09/15/2014

<table>
<thead>
<tr>
<th>Number</th>
<th>Description</th>
<th>Status</th>
<th>Violation Level</th>
</tr>
</thead>
<tbody>
<tr>
<td>22</td>
<td>Fencing rule 65C-22.002(4), F.A.C.</td>
<td>Not Monitored</td>
<td>Class 2</td>
</tr>
<tr>
<td>24</td>
<td>Bedding and Linens rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>Nap/Sleep Space Requirements rule 65C-22.002(5), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>Crib Requirements rule 65C-22.002(5), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Toilets and Sinks rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>Potty Chairs rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>30</td>
<td>Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>31</td>
<td>Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>32</td>
<td>Operable Phone rule 65C-22.002(7), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
</tbody>
</table>
## Child Care Facility Information

Name: All My Sweet Kids Day Care Center Inc  
ID Number: C11MD0180  
Address: 20000 SW 110 Court  
City: Miami  
State: FL  
Zip Code: 33189  
Phone Number: (305) 232-5886  
Capacity: 25  
Owner/Director/Staff Responsible: Luisa Chavarria

## Inspection Information

Type: Routine  
Date: 09/03/2014  
Arrival/Departure Time: 03:19 PM to 04:55 PM  
Staff Present: 3  
Children Present: 7

### INSPECTION CHECKLIST

#### GENERAL REQUIREMENTS

<table>
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<tr>
<th>Requirement</th>
<th>Compliance Status</th>
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<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.316, F.S.</td>
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<td>Compliance</td>
</tr>
<tr>
<td>04. Ratio Sufficient ss. 402.305(4), F.S. &amp; rule 65C-22.001(4), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
<td>Noncompliance</td>
</tr>
</tbody>
</table>

**Non-Compliance Description**

05-14 One or more children were not adequately supervised in that [2 infants were left in a crib in a closed room by themselves and a two year old was left sleeping in a high chair in a closed separate room by himself], which posed an imminent threat to a child, or could or did result in death or serious harm to the health, safety or well-being of a child.

**Comments**

Due Date: Completed at time of inspection  
Violation Level: Class 1

<table>
<thead>
<tr>
<th>Requirement</th>
<th>Compliance Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
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</tr>
<tr>
<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
<td>Not Applicable</td>
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<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
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<td>09. Transportation rule 65C-22.001(6), F.A.C.</td>
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</table>
10. Planned Activities ss. 402.305(13), F.S. & rule 65C-22.001(7), F.A.C. Compliance

11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C. Not Applicable
   Not Applicable Comments
   As per operator, no field trips are taken.

12. Child Discipline ss. 402.305(12), F.S. & rule 65C-22.001(8), F.A.C. Compliance

13. Discipline Policy rule 65C-22.001(8), F.A.C. Compliance

**PHYSICAL ENVIRONMENT**

14. Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C. Compliance

15. Toxic Substances and Hazardous Materials rule 65C-22.002(1), F.A.C. Compliance

16. Supplies Labeled/Stored rule 65C-22.002(1), F.A.C. Compliance

17. Lighting rule 65C-22.002(2), F.A.C. Compliance

18. Temperature and Ventilation rule 65C-22.002(2), F.A.C. Compliance

19. Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C. Compliance

20. Outdoor Area/Square Footage ss. 402.305(6), F.S. & rule 65C-22.002(4), F.A.C. Compliance


**Non-Compliance Description**
21-03 The facility's outdoor play area was observed to pose a threat to the health, safety or well-being of the children due to the presence of hazardous items.

**Comments**

**Due Date** Completed at time of inspection

**Violation Level** Class 2
22. Fencing rule 65C-22.002(4), F.A.C. Compliance


24. Bedding and Linens rule 65C-22.002(10), F.A.C. Compliance

   Not Applicable Comments
   No children were napping on cots or mats during inspection.

26. Exit Area Clear rule 65C-22.002(5) and (7), F.A.C. Compliance

27. Crib Requirements rule 65C-22.002(5), F.A.C. Compliance

28. Toilets and Sinks rule 65C-22.002(6), F.A.C. Compliance

29. Potty Chairs rule 65C-22.002(6), F.A.C. Not Applicable
   Not Applicable Comments
   No potty chairs are used in the facility.

30. Bath Facilities and Supervision rule 65C-22.002(6), F.A.C. Compliance

31. Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C. Noncompliance
   Non-Compliance Description
   31-02 Soap was not available to children using the toileting facility.
   Comments
   Due Date: Completed at time of inspection
   Violation Level: Class 3

32. Operable Phone rule 65C-22.002(7), F.A.C. Compliance

33. Fire Drills & Emergency Preparedness rule 65C-22.002(7) F.A.C. Noncompliance
   Non-Compliance Description
   33-02 A written record of fire drills was not completed and/or did not include one drill during napping/sleeping times, one drill using alternate evacuation routes, or one in the presence of the licensing authority.
   Comments
   Due Date: Completed at time of inspection
   Violation Level: Class 3
34. Food Preparation Area 65C-22.002(8), F.A.C.  Compliance

35. Health and Sanitation rule 65C-22.002(10), F.A.C.  Compliance

36. Drinking Water Available rule 65C-22.002(10), F.A.C.  Compliance

37. Sanitary Diapering rule 65C-22.002(10), F.A.C.  Compliance

38. Diaper Disposal rule 65C-22.002(10), F.A.C.  Compliance

39. Indoor Equipment rule 65C-22.002(11), F.A.C.  Compliance

40. Outdoor Equipment rule 65C-22.002(11), F.A.C.  Compliance

**TRAINING**

41. Training Requirements ss. 402.305(2) - (3), F.S. & rule 65C-22.003(2) – (3), F.A.C.  Compliance

42. 10-Hour In-Service rule 65C-22.003(8), F.A.C.  Noncompliance

   *Non-Compliance Description*
   42-04 The ten hours of annual in-service training had not been completed for the fiscal year beginning July 1 and ending June 30 for staff.

   *Comments*  

   *Due Date* 10/03/2014  

43. Credentialed Staff ss.402.305(3), F.S. & rule 65C-22.003(7)-(8), F.A.C.  Compliance

**HEALTH REQUIREMENTS**

44. Communicable Disease Control rule 65C-22.004(1), F.A.C.  Compliance

45. First Aid Requirements rule 65C-22.004(2), F.A.C.  Compliance
46. CPR Requirements rule 65C-22.004(2), F.A.C.  
Compliance

47. Emergency Telephone Numbers rule 65C-22.004(2), F.A.C.  
Compliance

48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C.  
Compliance

49. Medication rule 65C-22.004(3), F.A.C.  
Not Applicable
   Not Applicable Comments  
   As per director, no medication is provided.

   FOOD AND NUTRITION

50. Meals and Snacks rule 65C-22.005(1), F.A.C.  
Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C.  
Compliance

52. Food Service rule 65C-22.005(3), F.A.C.  
Compliance

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C.  
Compliance

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C.  
Compliance
   Compliance Comments  
   Meals are catered by Montoya Holdings.

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C.  
Compliance

   RECORD KEEPING

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C.  
Compliance

57. Children's Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C.  
Compliance
**Child Care Facility Information**
Name: All My Sweet Kids Day Care Center Inc  
ID Number: C11MD0180  
Address: 20000 SW 110 Court  
City: Miami  
State: FL  
Zip Code: 33189-  
Phone Number: (305) 232-5886  
Capacity: 25  
Owner/Director/Staff Responsible: Luisa Chavarria

**Inspection Information**
Type: Renewal  
Date: 04/17/2014  
Arrival/Departure Time: 10:10 AM to 12:22 PM  
Staff Present: 4  
Children Present: 16

---

### GENERAL REQUIREMENTS

<table>
<thead>
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- **Non-Compliance Description:**
- **Comments:**

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- **Violation Level:** Class 2

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- **Not Applicable Comments:**
  As per director, no transportation is provided.

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25. Nap/Sleep Space Requirements rule 65C-22.002(5), F.A.C. Compliance

26. Exit Area Clear rule 65C-22.002(5) and (7), F.A.C. Compliance

27. Crib Requirements rule 65C-22.002(5), F.A.C. Compliance

28. Toilets and Sinks rule 65C-22.002(6), F.A.C. Compliance

29. Potty Chairs rule 65C-22.002(8), F.A.C. Compliance

30. Bath Facilities and Supervision rule 65C-22.002(6), F.A.C. Compliance

31. Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C. Compliance

32. Operable Phone rule 65C-22.002(7), F.A.C. Compliance

33. Fire Drills & Emergency Preparedness rule 65C-22.002(7) F.A.C. Noncompliance

Non-Compliance Description
The facility operator/staff failed to possess a current attendance record during a fire drill, emergency preparedness drill or an actual emergency.

Comments
Due Date Completed at time of inspection

Violation Level: Class 2

34. Food Preparation Area 65C-22.002(8), F.A.C. Compliance

35. Health and Sanitation rule 65C-22.002(10), F.A.C. Compliance
48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C. Compliance

49. Medication rule 65C-22.004(3), F.A.C. Compliance

FOOD AND NUTRITION

50. Meals and Snacks rule 65C-22.005(1), F.A.C. Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. Compliance

52. Food Service rule 65C-22.005(3), F.A.C. Compliance

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C. Noncompliance

   Non-Compliance Description
   Bottles and sippy cups were not labeled with the child's first and last name.
   Comments

   Due Date: Completed at time of inspection
   Violation Level: Class 3

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C. Compliance

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. Compliance

RECORD KEEPING

56. Records ss. 402.3054(2), F.S., rule 65C-22.005(3)(c)5., F.A.C. Compliance

57. Children's Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C. Compliance


   Compliance Comments
   16 of 16 children's records were reviewed.

Non-Compliance Description
The personnel record did not include a signed CF-FSP 5337 Child Abuse and Neglect Reporting Requirements form.

Due Date: Completed at time of inspection

60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C. Compliance

61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C. Noncompliance

Due Date: Completed at time of inspection

62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C. Compliance

ENFORCEMENT

63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rule 65C-22.001(9),(11), F.A.C. Compliance

Received by: Luisa Chavarria
Date: 04/17/2014

Inspected by: Michaelyn Radcliff
Date: 04/17/2014
August 4, 2015

Luisa Chavarria, Director
All My Sweet Kids Day Care Center Inc. C11MD0180
20000 SW 110 Court
Miami, FL 33189

Subject: Notice of Termination
School Readiness Contract (FY 2015-2016)

Dear Provider,

Pursuant to Section 11 of the School Readiness Contract ("SR Contract"), Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Your facility received the below DCF licensing violations that posed a threat to the health, safety or welfare of the children in your care:

1. 09/12/2015- ST. 05 Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4), & 65C-22.007(2). (Class 1 Violation)
   05-14 One or more children were not adequately supervised in that (two infants were in cribs in a classroom and the door was closed and no teacher was present. Another child was found in the classroom adjacent to the infant room sleeping in a bouncy chair with no staff present. As well as an incident where a child cut another child’s hair with scissors when no teacher was present.) Which posed an imminent threat to a child, or could or did result in death or serious harm to the health, safety or well-being of a child.

2. 09/03/2015- ST. 05 Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4), & 65C-22.007(2). (Class 1 Violation)
   05-14 One or more children were not adequately supervised in that (two infants were left in a crib in a closed room by themselves and a two year old was left sleeping in a high chair in a closed separate room by himself.) Which posed an imminent threat to a child, or could or did result in death or serious harm to the health, safety or well-being of a child.

The DCF Violation totals are: 10 Class 2 and 2 Class 1s, in the past 12 months. Which threatens the health, safety or welfare of children in your care.

Based upon the foregoing DCF licensing violations, the Coalition has decided to terminate your SR Contract, effective in ten (10) business days, August 18, 2015. You are also notified of Coalition’s intent to revoke your eligibility to deliver SR program services for a period of five (5) years.
Section 57 (a), SR contract - Termination for Cause.
a. Basis of Termination for Cause. “PROVIDER agrees that COALITION has the right to terminate this Contract for cause at any time. The following are grounds for termination for cause: (a) Action, or lack of action, which threatens the health, safety or welfare of children...”

Section 59, SR contract - Revocation of Eligibility. “In accordance with s. 1002.88(2), F.S., if PROVIDER’s Contract is terminated under paragraph 56., 57., or 58., COALITION may revoke PROVIDER’s eligibility to deliver the school readiness program for a period of five (5) years...”;
Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the Coalition’s determination as described in the SR Contract at Section 64 and Exhibit 5: Due Process Procedure. You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for the Coalition to receive your response is August 11, 2015.

The Request for a hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.

If you have any questions related to the SR Contract, please contact your provider relationship manager:

Cindy Lozada
Provider Relationship Manager
CLozada@elcmdm.org
Phone number: 305-646-7220 ext. 329
Early Learning Coalition of Miami-Dade/Monroe

Sincerely

Angelo Parrino
Senior VP & Chief Administrative Officer

CC: Jose Hernandez, Director of Provider Payments
Mercy Castiglione, Controller
Jackye Russell, Chief of Program Policy & Community Relations
Lisney Badillo, Director of Contracts and Procurement
Ana Rodriguez, Fiscal Review Manager
Sandra P. Gonzalez, Interim Director for SR & VPK
Michelle Melian, Interim Quality Assurance Manager
To Whom it may Concern

Am requesting a hearing to review items listed on the termination letter I have received. Please let me know the date of the hearing so I am able to bring to light the claims that have been made against my center.

Thank you

All My Sweet Kids Day Care Center Inc.

Luisa Chavarria.
PROVIDER NON-COMPLIANCE

Provider Relationship: Lillian Amador/Cindy Lozada
Specialist/Manager

Provider Facility Name: Cherry Blossom Learning Center #1

Date: 07/24/2015

Provider has the marked programs:
SR ✓
VPK ✓
SVPK □

Is this center a result from a change of ownership?
YES ✓ NO □

Does the current owner own any other centers?
YES ✓ NO □

Cherry Blossom Three Inc., Cherry Blossom Learning Center #2

2014-2015 Contract

- Cherry Blossom has been contracted with ELC since 2012
- 2014-2015 VPK and SR Certified
- 27 Children Enrolled
- For the 2014-2015 FY received approximately $81,320.86

2015-2016 Contract

- 2015-2016 SR Certified
- 2015-2016 VPK Certified
- 3 Class 2 Violations 11/19/2014 (ST 60. Background Screening Documents ss. 402.3054, F.S & rule 65C-22.008(4); 2 completed at time of inspection, 1 due 12/3/14.
- Next inspection 3/17/15 showed compliance.
Child Care Facility

Certificate of License

Name of Facility: Cherry Blossom Learning Center #1
Certificate Number: C11MD1663
Address: 2933 SW 3rd Avenue
City: Miami
County: Miami-Dade
Zip: 33129

Owner: Cherry Blossom Learning Center, Inc.
The Department of Children and Families being satisfied that this child care facility has complied with Chapter 65C-22, Florida Administrative Code, Child Care Facility Standards, adopted by the Department and authorized in sections 402.301-402.319, Florida Statutes, approves an Annual license to operate this child care facility.

This certificate is effective December 9, 2014 Through December 8, 2015
This license may be revoked or suspended for cause.

Maximum Licensed Capacity: 86
Hours of Operation:
- Mon: 07:30am to 06:00pm
- Tue: 07:30am to 06:00pm
- Wed: 07:30am to 06:00pm
- Thu: 07:30am to 06:00pm
- Fri: 07:30am to 06:00pm
- Sat: 07:30am to 06:00pm
- Sun: 07:30am to 06:00pm

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### Child Care Facility Information

**Name:** Cherry Blossom Learning Center No. 1  
**ID Number:** C11MD1663  
**Address:** 2933 SW 3 Ave  
**City:** Miami  
**State:** FL  
**Zip Code:** 33129  
**Phone Number:** (305) 860-3300  
**Capacity:** 88  
**Owner/Director/Staff Responsible:** Claudia Uribe-Orrett

### Inspection Information

**Type:** Renewal  
**Date:** 11/19/2014  
**Arrival/Departure Time:** 04:14 PM to 06:55 PM  
**Staff Present:** 14  
**Children Present:** 57

### INSPECTION CHECKLIST

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| 06. Driver’s License, Physician Certification & First Aid/CPR Training rule 65C-22.001(6) | Not Applicable  
| 65C-22.006(4), F.A.C.                                           |              |
| **Not Applicable Comments**                                              |              |
| No transportation.                                                       |              |
| 07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. & rule 65C-22.001(6) F.A.C. | Not Applicable |
| 08. Seat Belts/Child Restraints ss. 402.305(10), F.S. & rule 65C-22.001(6), F.A.C. | Not Applicable |
| 09. Transportation rule 65C-22.001(6), F.A.C.                            | Not Applicable |
| 10. Planned Activities ss. 402.305(13), F.S. & rule 65C-22.001(7), F.A.C.  | Compliance   |
11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C. Compliance

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48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C. Compliance

49. Medication rule 65C-22.004(3), F.A.C. Not Applicable

    Not Applicable Comments
    No medication.
FOOD AND NUTRITION

50. Meals and Snacks rule 65C-22.005(1), F.A.C. Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. Compliance

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55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. Compliance

RECORD KEEPING

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c), F.A.C. Compliance
   Compliance Comments
   Reviewed 56 children files and updated 13 staff files.

57. Children's Health/Immunization and Records ss. 402.305(9), F.S. & rule 65C-22.006(2) - (3) Compliance
   F.A.C.

   F.A.C.

   Non-Compliance Description
   59-03 The personal record for staff did not include a signed statement regarding any work in a center that had been subject to negative
   licensing action or the subject of disciplinary action while employed.
   Comments
   Staff signed this form on site.
   Due Date Completed at time of inspection
   Violation Level Class 3

   Non-Compliance Description
   59-05 The personal record did not include a signed CF-FSP 5337 Child Abuse and Neglect Reporting Requirements form.
   Comments
   This form was signed on site.
   Due Date Completed at time of inspection
   Violation Level Class 3

60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C. Noncompliance
Non-Compliance Description
90-01 Documentation of Level 2 screening was missing for staff.

Comments
Staff returned to work after more than 90 Days absence.

Due Date 12/03/2014

Violation Level Class 2

Non-Compliance Description
90-02 CF-FSP Form 5131, Background Screening and Personnel File Requirements, was not on file for the employees.

Comments
This form was completed on site.

Due Date Completed at time of inspection

Violation Level Class 2

Non-Compliance Description
80-04 Verification of employment history for the past 2 years was not on file for the employees.

Comments
This form was completed on site.

Due Date Completed at time of inspection

Violation Level Class 2

61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C.

Compliance

62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.

Compliance

ENFORCEMENT

63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rul 65C-22.001(9),(11), F.A.C.

Compliance
Counselor Comments

On 11/25/2014, inspection of 11/19/2014 was modified to include item No. 60 - 01 (background screening). A copy of this correction will be sent to the provider for signature.

Technical assistance was provided during today’s inspection to the facility Owner, Operator or Director regarding the rule changes effective August 1, 2013 to Chapter 65C-22, Florida Administrative Code. The current version of the rules for operation of a child care facility are located at www.myflorida.com/childcare, click on the link for Laws and Requirements. Please be advised you are advised to ensure compliance with the new rule changes that are applicable to your program’s operation. Your facility will be monitored for compliance with the new changes during the next licensing inspection. If you have any questions concerning the new rule changes you may contact your counselor or the local licensing office.

All staff shall be proficient in the use and operation of a fire extinguisher. Travel distance to the nearest extinguisher shall not be more than 75 feet from rooms occupied by children. A fire extinguisher must be present in areas where food is prepared. The facility must properly maintain fire extinguishers with a minimum rating of 2A10BC at all times.

CDC procedures were given to the site and will be checked next inspection.

As technical support, a child care provider may not advertise a child care facility, family day care home, or large family child care home without including within such advertisement the state agency license number of the facility or home. The violation of the advertising portion of this standard is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, F.S. The facility or home’s current license number must be included on any advertisement, including signs, print media, vehicles, etc. Exception: Classified ads for employment purposes. It is recommended that you write or paint the license number onto the sign, purchase peel and stick numbers/letters to include on the sign or purchase additional sign to include under the current sign with the license number.

---

Received by: Claudia Uribe-Orrett  
Date: 11/19/2014

Inspected by: Patricia Ononuju Igwe  
Date: 11/19/2014
Notice of Corrective Action for Non-Compliance
School Readiness Provider Agreement (FY 2015/2016)

Date: August 4, 2015

To: Cherry Blossom Learning Center #1
Katherine Nieto, Director
2933 SW 3rd Ave, Miami, Fl 33129

From: Executive Leadership Team

Subject: Non-compliance with General Health and Safety Requirements
School Readiness Provider Contract (FY 2015 – 2016)
DCF Licensing Violations

Dear Provider,

Pursuant to Section 11 of your School Readiness Provider Contract ("SR Contract") - General Health and Safety: Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Within the last 12 months, your facility received DCF licensing violations (listed below) that posed a threat to the health, safety or welfare of the children in your care.

   60-01 Documentation of Level 2 screening was missing for staff. (Class 2 Violation)
   60-02 CF-FSP form 5131, Background Screening and Personnel file Requirements, was not on file for the employees. (Class 2 Violation)
   60-04 Verification of employment history for the past 2 years was not on file for the employees. (Class 2 Violation)

The Coalition is requiring corrective action for each of the violation(s) listed in the table below. If the corrective action has already been corrected, please provide proof that the non-compliance/violation was corrected or will be corrected within ten (10) business days of the date of this letter.

Please also read, sign/date, and return the Provider Acknowledgement and Understanding to your Provider Relationship Manager within ten (10) business days from the date of this letter.

Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the determination as described in your SR contract in Section 64 and in Exhibit 5: Due Process Procedure. You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for us to receive your request is Tuesday, 11, 2015.
The Request for a review hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.

If you have any questions related to the SR Contract, please contact your provider relationship manager:

Cindy Lozada  
Provider Relationship Manager  
CLozada@elcmdm.org  
Phone number:  
Early Learning Coalition of Miami-Dade/Monroe

Notice of Corrective Action for Non-Compliance with the School Readiness Provider Agreement  
Non-compliance with General Health and Safety for DCF Licensing Violations

Provider Acknowledgement and Understanding

I, Katherine Nieto director of Cherry Blossom Learning Center #1 understand that the DCF licensing violations listed in this notice pose a threat to the health, safety and welfare of the children in my care. For the next six (6) months, I agree to not receive any other DCF licensing violations that pose a threat to the health, safety and welfare of the children in my care.

CORRECTIVE ACTION PLAN

<table>
<thead>
<tr>
<th>Violation Class and Standard</th>
<th>Description of Corrective Action Taken/Completion Date or Description of Corrective Action Plan</th>
<th>Responsible Party (ies) for Corrective Action</th>
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I hereby acknowledge and understand that the Coalition may terminate this Contract and revoke the facility’s eligibility to provide School Readiness services for a period of 5 years if the facility is found to be in violation of DCF licensing standards that pose a threat to the general health, safety and welfare of the children cared for at Cherry Blossom Learning Center #1.

Print Name and Signature

Date
Notice of Corrective Action for Non-Compliance
School Readiness Provider Agreement (FY 2015/2016)

Date: August 4, 2015

To: Cherry Blossom Learning Center #1
    Katherine Nieto, Director
    2933 SW 3rd Ave, Miami, FL 33129

From: Executive Leadership Team

Subject: Non-compliance with General Health and Safety Requirements
        School Readiness Provider Contract (FY 2015 – 2016)
        DCF Licensing Violations

Dear Provider,

Pursuant to Section 11 of your School Readiness Provider Contract (“SR Contract”) - General Health and Safety: Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Within the last 12 months, your facility received DCF licensing violations (listed below) that posed a threat to the health, safety or welfare of the children in your care.

60-01 Documentation of Level 2 screening was missing for staff. (Class 2 Violation)
60-02 CF-FSP form 5131, Background Screening and Personnel file Requirements, was not on file for the employees. (Class 2 Violation)
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The Request for a review hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.

If you have any questions related to the SR Contract, please contact your provider relationship manager:

Cindy Lozada  
Provider Relationship Manager  
CLozada@elcmdm.org  
Phone number: 305-646-7222 ext. 329  
Early Learning Coalition of Miami-Dade/Monroe

Notice of Corrective Action for Non-Compliance with the School Readiness Provider Agreement  
Non-compliance with General Health and Safety for DCF Licensing Violations

Provider Acknowledgement and Understanding

I, Katherine Nieto director of Cherry Blossom Learning Center #1 understand that the DCF licensing violations listed in this notice pose a threat to the health, safety and welfare of the children in my care. For the next six (6) months, I agree to not receive any other DCF licensing violations that pose a threat to the health, safety and welfare of the children in my care.

CORRECTIVE ACTION PLAN

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<td>11/25/14</td>
<td>Dr. Claudia U. O'Keefe</td>
</tr>
<tr>
<td>Class 2</td>
<td>Completion of time of inspection</td>
<td>Dr. Claudia U. O'Keefe</td>
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See attached
Name: Cherry Blossom Learning Center No. 1  License #: C11MD1663
Address: 2933 SW 3 Ave  City: Miami  State: FL  Zip Code: 33129-
Type: Renewal  Date: 11/19/2014

Non-Compliance Description
60-01 Documentation of Level 2 screening was missing for staff.
Comments
Staff returned to work after more than 60 Days absence.
Due Date 12/03/2014

Non-Compliance Description
60-02 CF-FSP Form 3131. Background Screening and Personnel File Requirements, was not on file for the employees.
Comments
This form was completed on site.
Due Date Completed at time of inspection

Non-Compliance Description
60-04 Verification of employment history for the past 2 years was not on file for the employees.
Comments
This form was completed on site.
Due Date Completed at time of inspection

61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C.  Compliance

62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.  Compliance

ENFORCEMENT
63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rul 65C-22.001(9),(11), F.A.C.  Compliance
Counselor Comments
On 11/25/2014, Inspection of 11/19/2014 was modified to include item No. 60-01 (background screening). A copy of this correction will be sent to the provider for signature.

Technical assistance was provided during today's inspection to the facility Owner, Operator or Director regarding the rule changes effective August 1, 2013 to Chapter 65C-22, Florida Administrative Code. The current version of the rules for operation of a child care facility are located at www.myflorida.com/childcare, click on the link for Laws and Requirements. Please be advised you are responsible to ensure compliance with the new rule changes that are applicable to your program's operation. Your facility will be monitored for compliance with the new changes during the next licensing inspection. If you have any questions concerning the new rule changes you may contact your counselor or the local licensing office.

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COC procedures were given to the site and will be checked next inspection.

As technical support, a child care provider may not advertise a child care facility, family day care home, or large family child care home without including within such advertisement the state agency license number of the facility or home. The violation of the advertising portion of this standard is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, F.S. The facility or home's current license number must be included on any advertisement, including: signs, print media, vehicles, etc. Exception: Classified ads for employment purposes. It is recommended that you write or paint the license number onto the sign, purchase peel and stick numbers/letters to include on the sign or purchase additional sign to include under the current sign with the license number.

Received by: Claudia Uribe-Orrett
Date: 11/19/2014

Inspected by: Patricia Ononuju Igwe
Date: 11/19/2014
Letter issued: December 08, 2014

CHERRY BLOSSOM
2933 SW 3rd Ave
MIAMI, FL 33129

Dear Director:

RE: HADDAD-ZEROUNI, MYLENE
D.O.B. 02/12/1970 - SSN: XXX-XX-0818

THIS DOCUMENTS THE FINAL RESULTS OF A CRIMINAL HISTORY RECORDS CHECK RECEIVED BY THE DEPARTMENT, REQUIRED BY FLORIDA STATUTE FOR THE BELOW STATED PROGRAM.

IF THERE IS A FLORIDA PUBLIC RECORD, IT WILL BE ATTACHED.

PROGRAM AREA: 41 - Day Care

The Department of Children and Families received the complete criminal history records for the above named applicant. Nothing was found in the Department's review that disqualifies the individual from serving in the program or profession for which this screening was requested and is required by law. In some situations, as specified in the law controlling your program, results may be used for other positions.

************************** IMPORTANT **************************

PLEASE BE ADVISED THAT LOCAL LAW ENFORCEMENT CHECKS WERE NOT INCLUDED IN THE DETERMINATION / PROCESS.

Once this determination is received, the submitting employer has the final decision regarding employment selection/hiring.

Criminal history records information received by the Department for the purpose of adoption will be provided in compliance with appropriate state and federal laws.

This screening remains valid for five years providing the applicant does not have a 90 day break in service and is in compliance with re-screening requirements and updates as required by the regulatory authority of the program. However, the screening is no longer valid if there is an arrest for a disqualifying offense after the "Results Date" found above.

If you have any questions or concerns, please call me at 1-888-352-2842.

Sincerely,

[Signature]

Background Screening

1317 Winewood Boulevard, Tallahassee, FL 32399

Mission: Protect the Vulnerable, Promote Strong and Economically Self-Sufficient Families, and Advance Personal and Family Recovery and Resiliency
I hereby acknowledge and understand that the Coalition may terminate this Contract and revoke the facility’s eligibility to provide School Readiness services for a period of 5 years if the facility is found to be in violation of DCF licensing standards that pose a threat to the general health, safety and welfare of the children cared for at Cherry Blossom Learning Center #1.

[Signature]

Print Name and Signature

Date: 8-7-15
June 22, 2015

Dear Esteem Panel:

As owner and representative of Cherry Blossom Learning Center (CBLC), I am not able to be present at the schedule meeting on July 1, 2015 as I will be out of the Country. In my place, will be my Assistant, Ms. Mari Kennedy.

The following are factors for the Review Panel to considered:

- CBLC since its inception in 2008, has never received any type of violation.
- CBLC has always been in good standing with the Early Learning Coalition in both the School Readiness and VPK Contracts.
- CBLC has never been a poor performance Center as it relates to the VPK Readiness rate.
- CBLC is both an APPLE Accredited Center & a Quality Counts Center since 2011.
- CBLC just went through the NAEYC Accreditation visit and is pending the final confirmation letter as the Self-Study was approved and Accepted.
- CBLC is a Gold Seal Quality Care Program since 2011.

The following are the factors related to the Class 2 Violation:

- Florida Statute 402.281 states that a Gold Seal Quality Care Program, cannot receive more than three Level 2 violations within the two year time-frame to avoid termination of their Gold Seal status. CBLC received the Class 2 violation on 11/19/2014, which means CBLC cannot be cited for another Class 2 within the two year time frame of (11/19/2014 to 11/19/2016) to avoid termination of their Gold Seal Status.
- CBLC takes pride in maintaining their Gold Seal Status, as it is evident by the zero violations prior to 1/19/2014.
- Violation was a result of a non-employee of Cherry Blossom Learning Center. The information was not available for our contracted French Teacher because we hire the French Teacher's company not the individual. Therefore, only the required background screening was required. It was not CBLC’s policy to complete all required documents for a non-employee until this violation on 11/19/2014.
• Per my meeting with DCF Supervisor Ms. Claudette Seymour, since the Florida Statue is so vague, it was the recommendation to have all the necessary paperwork on everyone regardless of their employment status, enrichment role (i.e. French Teacher, Karate Teacher, Soccer Teacher, etc.), or anyone contracted by CBLC.

• In the same report, a Class 3 violation was issued on our cleaning staff that has been with CBLC since its inception, and has been present at all DCF inspections since 2008 with the same DCF inspector but our cleaning staff has never been a person of interest. Her file has never been requested in 7 years until 11/19/2014 when it was decided that we required all the paperwork for this staff member regardless of employment status.

• It was the conclusion, and the interpretation of the Florida Statue by our Attorney Ms. Mary Ann Huey, and my meeting with Ms. Claudette Seymour and my correspondence with all the chain of command that all paperwork should be included regardless of the status.

As a result of this incident, is the policy of CBLC (All Centers) to complete a file on all "non childcare personnel" regardless of their role. If you have additional questions regarding this matter, please feel free to ask Ms. Mary Kennedy as I will update her on this request.

Thank you for your time.

Dr. Claudia Uribe-Orrett
Cherry Blossom Learning Center
<table>
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<tr>
<th>Employee Number</th>
<th>Record Keeping Non-Compliance</th>
<th>Comments and/or Corrections Made</th>
<th>Violation Level</th>
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| 59.             | 59.03 The personnel record for staff did not include a signed statement regarding any work in a center that had been subject to negative licensing action or the subject of disciplinary action while employed. | Comments: Completed at time of inspection.  
Due Date: Completed at time of inspection.  
59. signed CF-FSP 1649A Child Care Affidavit of Good Character. | Class 3  
Enforcement “Technical Violation”¹ |
| 59.             | 59.05 The personnel record did not include a signed CF-FSP 5337 Child Abuse and Neglect Reporting Requirements form | Comments: This form was signed on site.  
Due Date: Completed at time of inspection.  
School teachers and day care center workers or other professional child care worker are Mandatory Reporters by law, Section 39.201(d), Fla. Stat. | Class 3  
Enforcement “Technical Violation”² |

| Reviewed during Inspection | Form CF-FSP 5131 documenting Level 2 Screening completion date of 08/12/2010, valid for 5 years;  
Form CF-FSP 5131 shows Affidavit of Good Moral Character dated 03/11/2013.  
Letter issued 8/19/2010 for PROGRAM AREA 41 – Day Care Criminal History Screen for Employee 59 | E-mail about 59 and possible Class 2  
Will learn at meeting with Ms. Seymour. | Class 2 |

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¹ 65C – 20.012. Enforcement. Section (2) (e), 3. a. “For the first violation of a Class III standard, technical assistance shall be provided. The violation will be classified as ‘Technical Support.’” 65C – 20.012 (d) 4. 4. “Technical Support Violations” are the first or second occurrence of noncompliance of an individual Class III standard or the first occurrence of noncompliance of an individual Class II standard.

² b. 65C – 20.012. Enforcement. Section (2) (e), 3 b. For the second violation of the same Class III standard, the department shall issue a formal warning letter stating the department’s intent to take administrative action if further violations of the standard are found. The violation will be classified as “Technical Support.” The facility received an administrative warning and no fine.
complainant was issued in this case pending supervisory review.

1. For the third violation of the same Class II standard, the department shall issue an administrative complaint imposing a fine of $250.

2. For the second violation of the same Class II standard, the department shall issue a formal warning letter stating the department's intent to take administrative action if further violations of the standard are found. The violation will be classified as "Technical Support.

3. For the first violation of the same Class II standard, the department shall issue an informal letter of warning.

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-----Original Message-----
From: Evelio Torres <etorres@elcmdm.org>
To: Claudia U. Orrett <curbe1976@aol.com>
Cc: David Lawrence (dlawrence@childreadiness.org) <dlawrence@childreadiness.org>
Sent: Mon, Dec 1, 2014 2:12 pm
Subject: Responding...

Claudia:

See note from Gilda Ferradaz who has offered to discuss the matter with you further if you still have questions.

Evelio

Evelio Torres, President/CEO
etorres@elcmdm.org | tel: 305.646.7220 x224

CONNECT WITH THE ELC

-----Original Message-----
From: Gilda Ferradaz [mailto:Gilda_Ferradaz@dcf.state.fl.us]
Sent: Monday, December 01, 2014 1:51 PM
To: Evelio Torres
Subject: Re: FW: Responding...

I reviewed Ms. Orrett's concerns and here are my comments:

1) Form 5131 is required to be in the file (65C-22.006(5) for all child care personnel. A missing form is a class 2 violation. If there is a 90 day break in service personnel must be re-screened as part of the level 2 screening requirements.

2) The definition of "child care personnel" is found in section 402.302(3), Fla. Stat., which states:

"Child care personnel" means all owners, operators, employees, and volunteers working in a child care facility. The term does not include persons who work in a child care facility after hours when children are not present or parents of children in a child care facility.

3) An enrichment service provider and must have a full level 2 screening, and the child's parent's consent to participate in the activity. They do not need a form 5131.

Please feel free to refer Ms. Orrett to me if she has any questions.

Thanks.
Claudia:

I have the greatest faith in your devotion to children and quality.

Let me ask Evelio Torres, the CEO of the Early Learning Coalition to respond. He is knowledgeable on this and much more -- and is a genuinely caring leader. You will hear from him shortly.

If I can further help, please let me know.
Mientras tanto, te deseo todas las bendiciones del Día de Acción de Gracias.

Dave

From: Claudia U. Orrett [mailto:curibel1976@aol.com]
Sent: Monday, November 24, 2014 03:35 PM
To: Dave Lawrence
Subject: Guidance

Good afternoon Mr. Lawrence:

I am reaching out to you in hopes of your guidance. I know your efforts in advocacy are always centered around issues of importance. Which it should be, however, this is an issue I dealt with last year and I am currently dealing with which I need to see how I can step in to try to make some changes. I am sure I am not the only childcare center who has been faced with this issue. Anyhow, the form attached is called form 5131, it is a cover sheet - checklist. Basically, you take the information in the file to complete. For example, you include the date of the background screening, the date you signed the good moral character form, etc. Very self explanatory. However, this form has the same weight as if a person DID NOT have a background screening. You are penalized in the same manner. If you happened to not complete it for any new employee you are subject to a Level II violation. In order of severity, it is obviously not a Level I which is ultimately neglecting a child but not having someone with a background screening is up there in the list of importance.

Further, a person providing enrichment activities or a staff member such as our cleaning person has only been required to have their background screening. They have never been required to have the same requirements as someone with direct contact with children. And the regulations state this clearly. However, it is always subject to the inspector that feels like having a different interpretation. Ok, I need to find out what is the process of which this requirements are looked upon and decided of how important or less important they are. I know that they are regulations, Florida Statues, etc which involved lobbying, meeting with elected officials, etc. The fact that a checklist carries so much weight to me is appalling. You asked me once what we some of the challenges of the childcare business - this is one of them. A checklist should fall under a technical or a lesser degree; not having a background check well that is important.

Your guidance is greatly appreciated.

Dr. Claudia U. Orrett
Cherry Blossom Roads, Midtown, & Flagler Location Blossoms Therapy Center
(305) 860-3300
(305) 860-3304
www.cherryblossommiami.com
curibel1976@aol.com
-----Original Message-----
From: Kathy Nleto <kathy@cherryblossommiami.com>
To: 'Claudia U Orrett' <curibel976@aol.com>
Sent: Mon, Nov 24, 2014 3:17 pm
Subject: FW:

From: Kathy@cherryblossommiami.com [mailto:Kathy@cherryblossommiami.com]
Sent: Monday, November 24, 2014 2:58 PM
To: kathy@cherryblossommiami.com
Subject:

This email is free from viruses and malware because avast! Antivirus protection is active.

(See attached file: image2014-11-24-145713.pdf)

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Terms
Privacy
**PROVIDER NON-COMPLIANCE**

**Provider Relationship Specialist:** Kristina Aranibar

**Provider Facility Name:** Duhart's Day Care Center, Inc.

**Date:** 07/27/15

Provider is interested in the marked programs:
- SR
- VPK
- SVPK

Is this center a result from a change of ownership?
- YES
- NO

Does the current owner own any other centers?
- YES
- NO

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Certificate of License
Child Care Facility

June 2, 2015, through June 1, 2016

This certificate is effective

To operate this child care center

Owner: Duhart's Day Care Center, Inc.

Certificate Number: C1M1006

Name of Facility: Duhart's Day Care Center, Inc.

City: Miami

Address: 5580 N.W. 7th Avenue

County: Miami-Dade

ZIP: 33127

Certificate may be revoked or suspended for cause.

Department and authorized in accordance with Chapter 65C-22, Florida Administrative Code, child care facility standards, adopted by the Department of Children and Family. Violation of this certificate may result in a penalty. This certificate is effective

(786) 257-5207
Miami, Florida 33125
401 NW 2nd Avenue 5-424
## Readiness Rate Search Results

Showing 1 - 8 of 8 matched records for your selected search criteria.

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<th>Program Type</th>
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* No data are displayed when there are less than 10 children.

---

Florida Office of Early Learning
250 Marriott Drive
Tallahassee, FL 32399
Toll-Free: 866-357-3239
TTY/TDD: Dial 711

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### VPK Verification Report without Prepayment

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**Total Hours:** 423.750  
**Dollars per Child:** $1,892.99

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**Total Hours:** 423.750  
**Dollars per Child:** $1,892.99

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Page 1
### VPK Verification Report without Prepayment

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Hours **348.750**  
Dollars per Child **$1,557.95**

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<td>-1.000</td>
<td>-0.01</td>
</tr>
<tr>
<td></td>
<td></td>
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<td></td>
<td>6/1/14</td>
<td>VPK</td>
<td>PR5</td>
<td>Y</td>
<td>0</td>
<td>1.000</td>
<td>3.05</td>
</tr>
</tbody>
</table>

Hours **423.750**  
Dollars per Child **$1,892.99**

Provider totals  
Hours **3,266**  
Dollars **$14,591.11**
Notification of Non-Compliance to the SR/VPK Provider Agreement

Date: April 15, 2015

To: Marcia Carty, Director
    Duhart’s Day Care Center, Inc.
    5580 NW 7 Ave
    Miami, FL 33127

From: Ruth Dalberiste, Fiscal Review Specialist


- Summary of SR/VPK Attendance Records:
  - Number of School Readiness children audited: 34
  - Number of Voluntary Pre-Kindergarten children audited: 0
  - Number of Parental Sign in/out Attendance Sheets reviewed: 34
  - The monitor reviewed the last sign in/out sheet available which was the month of January, 2015.

Non-Compliance Items:

- Parental Sign In/Out attendance sheets are not being used or are incorrectly used:
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in and out are exactly the same (example: 9:00AM and 6:00PM) for most days in the month of January, 2015.
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in and out are exactly the same (example: 9:00AM and 6:00PM) for most days in the month of January, 2015.
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in are exactly the same, (example: 5:30AM) for the entire month of January, 2015.
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:00PM) for most days in the month of January, 2015.
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:00PM) for most days in the month of January, 2015.
  - Child: [Redacted] On the SR Parental Sign-in/ Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:00PM) for most days in the month of January, 2015.
  - Child: [Redacted] Person authorized to pick up child did not sign with a complete legible signature. Please note: A legible signature includes the full first name or first initial of the parent with the last name.
On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 4:00PM and 6:00PM) for most days in the month of January, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:00PM) for most days in the month of January, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 9:00AM and 6:00PM) for most days in the month of January, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 9:00AM and 6:00PM) for most days in the month of January, 2015.

✓ Child: [Redacted] Person authorized to pick up child did not sign with a complete legible signature. Please note: A legible signature includes the full first name or first initial of the parent with the full last name.

On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:30PM) for most days in the month of January, 2015.

✓ Child: [Redacted] Person authorized to pick up child did not sign with a complete legible signature. Please note: A legible signature includes the full first name or first initial of the parent with the full last name.

On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:30PM) for most days in the month of January, 2015.

✓ Child: [Redacted] Person authorized to pick up child did not sign with a complete legible signature. Please note: A legible signature includes the full first name or first initial of the parent with the full last name.

On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:30PM) for most days in the month of January, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 7:00AM and 6:00PM) for most days in the month of January, 2015.

✓ Child: [Redacted] Person authorized to pick up child did not sign with a complete legible signature. Please note: A legible signature includes the full first name or first initial of the parent with the full last name.

On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 8:00AM and 5:30PM) for most days in the month of January, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 5:30PM) for the entire month of January, 2015.

Missing parental signature on the SR Parental Sign-in/Sign-out form, parent did not sign the child out on January 30, 2015.

✓ Child: [Redacted] On the SR Parental Sign-in/Sign-out form, times logged in and out are exactly the same (example: 5:30PM) for the entire month of January, 2015.
Missing parent signature on the SR Parental Sign-in/Sign-out form, parent did not sign the child in and/or out on January 29 and 30, 2015.

- **Mismatched Verification of Attendance: Parental Sign-in/Sign-out form and Enrollment/Attendance Roster.**

  - Child: [Redacted] Provider marked Present (X) on SR the Enrollment/Attendance Roster for January 12, 2015 though back-up documentation shows child was absent (A) on the above day. **Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however, Provider needs to make sure that the attendance codes are recorded the same.**

  - Child: [Redacted] Provider marked Present (X) on SR the Enrollment/Attendance Roster for January 27 and 28, 2015 though back-up documentation shows child was absent (A) on the above days. **Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however Provider needs to make sure that the attendance codes are recorded the same.**

  - Child: [Redacted] Provider marked Present (X) on SR the Enrollment/Attendance Roster for January 29 and 30, 2015 though back-up documentation shows child was absent (A) on the above days. **Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however Provider needs to make sure that the attendance codes are recorded the same.**

  - Child: [Redacted] Provider marked Present (X) on SR the Enrollment/Attendance Roster for January 2 and 23, 2015 though back-up documentation shows child was absent (A) on the above days. **Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however Provider needs to make sure that the attendance codes are recorded the same.**

  - Child: [Redacted] Provider marked Present (X) on SR the Enrollment/Attendance Roster for January 26, 2015 though back-up documentation shows child was absent (A) on the above day. **Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however Provider needs to make sure that the attendance codes are recorded the same.**
Child: [Redacted] Provider marked Present (o) in the SR Enrollment/Attendance Roster for January 7, 2015 though back-up documentation shows child was absent (A) on the above day. Provider is allowed up to three (3) Excused Absences (E) per child per month. No adjustments will be made however Provider needs to make sure that the attendance codes are recorded the same.

Below is your Corrective Action Plan. The items listed should be addressed and brought to compliance:

- Please submit your paperwork correctly in the future to avoid any payment adjustments. It is important to pay close attention to the complete verification of attendance.

- Provider needs to make sure all sign in/out forms are signed daily and must be complete at the actual time of submission, not an estimated time.

- Please make sure all sign in/out sheets have a complete legible signature. A legible signature includes the full first name or first initial of the parent with the full last name.

- Please make sure the parents sign the VPK Child Attendance and Parental Choice Certificate (Long Form) by the end of the current month, and not before.

- **Provider should use the correct codes to record the attendance:**
  - X - Day that a child is present
  - E - Excused absence which is reimbursable (up to 3 per month)
  - A - Absent beyond 3 days
  - H - Reimbursable holiday
  - N - Enrolled, non reimbursable
  - T - Terminated
  - C - Closed

**Technical assistance was given to the Provider during the visit.**

**Penalty:**
Upon receipt of this notification, please make the necessary corrections, adjustments will be reported to the payments department. **Funds may be disallowed and you may be suspended from administering SR\VPK until you can show that you are in compliance with the above mentioned items.**

Please be advised that the Early Learning Coalition of Miami-Dade/Monroe has established a grievance policy and procedures designed to provide prompt and orderly resolution of complaints or disputes arising in the course of conducting business with, receiving services from, and/or providing services to the Coalition. Any party has the right to present their grievance to the Coalition within thirty (30) days of an occurrence, or within thirty (30) days of a party having reasonable knowledge of said matter. Grievance(s) must be submitted in written form (electronic or mail) to the Early Learning Coalition.

If you need assistance, you may contact the Early Learning Coalition of Miami-Dade/Monroe at (305) 646-7220.

**The Coalition recommends that you consult the Attendance Procedures from the Florida Office of Early Learning website at [www.floridaearlylearning.com](http://www.floridaearlylearning.com)**

Thank you for your cooperation.
Child Care Facility Information
Name: Duhart's Day Care Center Inc  ID Number: C11MD1006
Address: 5580 NW 7 Avenue  City: Miami  State: FL  Zip Code: 33127-
Phone Number: (305) 751-2684  Capacity: 105
Owner/Director/Staff Responsible: Josephine Burke

Inspection Information
Type: Routine  Date: 01/27/2015  Arrival/Departure Time: 02:45 PM to 06:30 PM
Staff Present: 6  Children Present: 57

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>GENERAL REQUIREMENTS</strong></td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S.</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
</tr>
</tbody>
</table>

**Non-Compliance Description**

**Comments**
The ratio for 2 year olds is 11 students to 1 teacher. This was completed at the time of inspection as one of the teacher's from the infant's room assisted the teacher.

| 05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) & 65C-22.007 (2), F.A.C. | Compliance |
| 06. Driver's License, Physician Certification & First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C. | Not Applicable |
| 07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. & rule 65C-22.001(6) F.A.C. | Not Applicable |
| 08. Seat Belts/Child Restraints ss. 402.305(10), F.S. & rule 65C-22.001(6), F.A.C. | Not Applicable |
| 09. Transportation rule 65C-22.001(6), F.A.C. | Not Applicable |
10. Planned Activities ss. 402.305(13), F.S. & rule 65C-22.001(7), F.A.C.  Compliance

11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.  Compliance

12. Child Discipline ss. 402.305(12), F.S. & rule 65C-22.001(8), F.A.C.  Compliance

13. Discipline Policy rule 65C-22.001(8), F.A.C.  Compliance

PHYSICAL ENVIRONMENT

14. Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C.  Noncompliance

   **Non-Compliance Description**
   14-01 Areas of the facility were found to be in need of cleaning.

   **Comments**
   The kitchen shelves are in need of cleaning

   **Due Date** 02/27/2015  **Violation Level** Class 3 - Technical Support

15. Toxic Substances and Hazardous Materials rule 65C-22.002(1), F.A.C.  Compliance

16. Supplies Labeled/Stored rule 65C-22.002(1), F.A.C.  Compliance

17. Lighting rule 65C-22.002(2), F.A.C.  Compliance

18. Temperature and Ventilation rule 65C-22.002(2), F.A.C.  Compliance

19. Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C.  Compliance

20. Outdoor Area/Square Footage ss. 402.305(6), F.S. & rule 65C-22.002(4), F.A.C.  Compliance

<table>
<thead>
<tr>
<th>Rule Description</th>
<th>Compliance Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>22. Fencing rule 65C-22.002(4), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>24. Bedding and Linens rule 65C-22.002(10), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td><strong>Not Monitored Comments</strong></td>
<td></td>
</tr>
<tr>
<td>Children were not napping during inspection.</td>
<td></td>
</tr>
<tr>
<td>26. Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>27. Crib Requirements rule 65C-22.002(5), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>28. Toilets and Sinks rule 65C-22.002(6), F.A.C.</td>
<td>Noncompliance</td>
</tr>
<tr>
<td><strong>Non-Compliance Description</strong></td>
<td></td>
</tr>
<tr>
<td>28-04 The facility did not adequately maintain the toilet and bath facilities</td>
<td></td>
</tr>
<tr>
<td>used by the children as evidenced by [water leakage in the boys</td>
<td></td>
</tr>
<tr>
<td>bathroom and broken faucet in the girls bathroom].</td>
<td></td>
</tr>
<tr>
<td><strong>Comments</strong></td>
<td></td>
</tr>
<tr>
<td>One of the toilets in the boys bathroom was leaking water and one of the sinks</td>
<td></td>
</tr>
<tr>
<td>in the girls bathroom doesn't work.</td>
<td></td>
</tr>
<tr>
<td><strong>Due Date</strong></td>
<td>02/27/2015</td>
</tr>
<tr>
<td><strong>Violation Level</strong></td>
<td>Class 3 - Technical Support</td>
</tr>
<tr>
<td>29. Potty Chairs rule 65C-22.002(6), F.A.C.</td>
<td>Not Applicable</td>
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<tr>
<td>30. Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>31. Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>32. Operable Phone rule 65C-22.002(7), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>33. Fire Drills &amp; Emergency Preparedness rule 65C-22.002(7) F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>34. Food Preparation Area 65C-22.002(8), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>No.</td>
<td>Requirement</td>
</tr>
<tr>
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<td>-----------------------------------------------------------------------------</td>
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<tr>
<td>35.</td>
<td>Health and Sanitation rule 65C-22.002(10), F.A.C.</td>
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<tr>
<td>36.</td>
<td>Drinking Water Available rule 65C-22.002(10), F.A.C.</td>
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<tr>
<td>37.</td>
<td>Sanitary Diapering rule 65C-22.002(10), F.A.C.</td>
</tr>
<tr>
<td>38.</td>
<td>Diaper Disposal rule 65C-22.002(10), F.A.C.</td>
</tr>
<tr>
<td>39.</td>
<td>Indoor Equipment rule 65C-22.002(11), F.A.C.</td>
</tr>
<tr>
<td>40.</td>
<td>Outdoor Equipment rule 65C-22.002(11), F.A.C.</td>
</tr>
<tr>
<td>41.</td>
<td>Training Requirements ss. 402.305(2) - (3), F.S. &amp; rule 65C-22.003(2) - (3), F.A.C.</td>
</tr>
<tr>
<td>42.</td>
<td>10-Hour In-Service rule 65C-22.003(6), F.A.C.</td>
</tr>
<tr>
<td>43.</td>
<td>Credentialed Staff ss.402.305(3), F.S. &amp; rule 65C-22.003(7)-(8), F.A.C.</td>
</tr>
<tr>
<td>44.</td>
<td>Communicable Disease Control rule 65C-22.004(1), F.A.C.</td>
</tr>
<tr>
<td>45.</td>
<td>First Aid Requirements rule 65C-22.004(2), F.A.C.</td>
</tr>
<tr>
<td>46.</td>
<td>CPR Requirements rule 65C-22.004(2), F.A.C.</td>
</tr>
</tbody>
</table>
47. Emergency Telephone Numbers rule 65C-22.004(2), F.A.C. | Compliance

48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C. | Compliance

49. Medication rule 65C-22.004(3), F.A.C. | Compliance

50. Meals and Snacks rule 65C-22.005(1), F.A.C. | Compliance

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. | Compliance

52. Food Service rule 65C-22.005(3), F.A.C. | Compliance

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C. | Compliance

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C. | Compliance

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. | Compliance

**FOOD AND NUTRITION**

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C. | Compliance

**Compliance Comments**

(17 of 50) children’s enrollment/health records were reviewed for compliance. Technical assistance was provided that annually in August and September, parents of children enrolled in the program must be notified of the required influenza information.

(3) child care personnel records in the system were reviewed of which (3) were updated for compliance. No new personnel were hired since the last inspection as per the director.

57. Children's Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C. | Noncompliance

**Non-Compliance Description**

57-05 A current DH Form 680, Florida Certification of Immunization, was missing for the child(ren).

**Comments**

see supplemental

**Due Date** 02/27/2015 **Violation Level** Class 3 - Technical Support
|------------------------------------------------|--------------|


**Non-Compliance Description**

59-05 The personnel record did not include a signed CF-FSP 5337 Child Abuse and Neglect Reporting Requirements form.

**Comments**

see supplemental

**Due Date** 02/27/2015  
**Violation Level** Class 3

| 60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C. | Noncompliance |

**Non-Compliance Description**

60-01 Documentation of Level 2 screening was missing for staff.

**Comments**

Background screening was not completed for volunteer who works more than 10 hours per month.

As technical support, effective July 1, 2014, the Child Care Regulation Program unofficially updated the Child Care Affidavit of Good Moral Character to list new offenses related to s. 777.04, F.S. It is recommended that you use the updated form until it is updated officially in rule. A copy of the new form was provided. Please be advised that licensing will not cite providers for using the older version of this form (dated July 2012) and will not require staff to re-sign the updated form. Regardless of which form is utilized, the screening process will consider all new offenses related to s. 777.04, F.S. as statute always takes precedence over rule.

**Due Date** 02/09/2015  
**Violation Level** Class 2 - Technical Support

| 60-03 The Affidavit Of Good Moral Character was not completed prior to date of hire | Noncompliance |

**Comments**

see supplemental

**Due Date** 02/27/2015  
**Violation Level** Class 3 - Technical Support

| 60-04 Verification of employment history for the past 2 years was not on file for the employees. | Noncompliance |

**Comments**

see supplemental

**Due Date** 02/09/2015  
**Violation Level** Class 2 - Technical Support

| 61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C. | Compliance |

| 62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C. | Compliance |

**ENFORCEMENT**

| 63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rule 65C-22.001(9),(11), F.A.C. | Compliance |
Counselor Comments

Report was reviewed with director/operator/lead teacher before signing.

Counselor Contact Information:
Name: Pauline Kinsey
Address: 100 Opa-locka Blvd
Opa-locka, FL 33054
Cell #: (786) 877-3481
Office#: ( 305) 420-3711
Fax # (305) 953-2881 (PLEASE call prior to faxing to insure receipt)
Counselor: Pauline.Kinsey@myffamilies.com

Received by: Josephine Burke
Date: 01/27/2015

Inspected by: Pauline Kinsey
Date: 01/27/2015
## Child Care Facility Information

**Name:** Duhart's Day Care Center Inc  
**ID Number:** C11MD1006  
**Address:** 5580 NW 7 Avenue  
**City:** Miami  
**State:** FL  
**Zip Code:** 33127-  
**Phone Number:** (305) 751-2684  
**Capacity:** 105  
**Owner/Director/Staff Responsible:** Marcia Carty

## Inspection Information

**Type:** Renewal  
**Date:** 05/22/2015  
**Arrival/Departure Time:** 10:55 AM to 06:05 PM  
**Staff Present:** 11  
**Children Present:** 65

### INSPECTION CHECKLIST

<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
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<td><strong>Compliance</strong></td>
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<tr>
<td><strong>02. Licensed Capacity</strong> ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
<td></td>
<td><strong>Noncompliance</strong></td>
<td></td>
<td></td>
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<tr>
<td><strong>03. Minimum Age Requirements</strong> ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
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<td><strong>Compliance</strong></td>
<td></td>
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<tr>
<td><strong>04. Ratio Sufficient</strong> ss. 402.305(4), F.S. &amp; rule 65C-22.001(4), F.A.C.</td>
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<td><strong>Compliance</strong></td>
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<tr>
<td><strong>05. Supervision</strong> rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
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<td><strong>Compliance</strong></td>
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<td><strong>06. Driver's License, Physician Certification &amp; First Aid/CPR Training</strong> rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
<td></td>
<td><strong>Not Applicable</strong></td>
<td></td>
<td></td>
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<tr>
<td><strong>07. Vehicle Insurance and Inspection</strong> ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
<td></td>
<td><strong>Not Applicable</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>08. Seat Belts/Child Restraints</strong> ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
<td></td>
<td><strong>Not Applicable</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>09. Transportation</strong> rule 65C-22.001(6), F.A.C.</td>
<td></td>
<td><strong>Not Applicable</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### Non-Compliance Description

02-03 The facility failed to post the room capacity in each room of the facility.

#### Comments

Technical assistance was provided that the room's capacity must be posted in each classroom.

**Due Date:** 06/12/2015  
**Violation Level:** Class 3 - Technical Support

---

**Not Applicable Comments**

no transportation provided, none observed
10. Planned Activities ss. 402.305(13), F.S. & rule 65C-22.001(7), F.A.C.  
Non-Compliance Description
10-01 The facility's plan of scheduled activities was not written.
Comments
There was no written activities plan for the four year old's and one year old's classroom.
Technical assistance was provided that the facility's scheduled activities plan must be written, posted and followed at all times.
Due Date 06/12/2015
Violation Level Class 3 - Technical Support

11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.  
Not Applicable
Not Applicable Comments
no field trips are being offered at this time

12. Child Discipline ss. 402.305(12), F.S. & rule 65C-22.001(8), F.A.C.  
Noncompliance
Non-Compliance Description
12-03 A method of discipline was used at the facility that was severe, humiliating or frightening to children in that [the child was separated from her group during lunch and was placed at another table by herself. FSC observed a teacher removed a student from the table at lunch time and placed her at another table by herself while the other children were getting their lunches. FSC asked the teacher why she removed the child from the table and she stated the child was not listening, and was not behaving and that the child was out of control going to throw a chair. FSC then asked her where the child's lunch was and she stated she was going to give it to her; although FSC didn't believe the teacher was going to give the student lunch right away. FSC informed the teacher that she cannot remove the child from the table and not give her lunch and that the child cannot be denied lunch as a form of punishment. FSC placed the child back at the table and assured her the teacher was going to give her lunch and she could eat at the table. FSC also comforted her by telling her she was a very good student and complimented her on being very beautiful. After the student was returned to the table, the teacher gave her lunch her. This was completed at the time of inspection as the student was placed back at the table and the child was given lunch.]
Comments
Technical assistance was provided to teacher to address behavior and to re-direct on the child's level so that the student understands and to prevent children from being frightened and feeling humiliated. It was also recommended that children not be removed at lunch time or from any activities due to behavior.
Due Date Completed at time of inspection
Violation Level Class 1

13. Discipline Policy rule 65C-22.001(8), F.A.C.  
Compliance

PHYSICAL ENVIRONMENT

14. Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C.  
Noncompliance
Non-Compliance Description
14-01 Areas of the facility were found to be in need of cleaning.
Comments
The following areas and equipments are in need of cleaning: the air condition vents, the computer desk, the TV stand, behind the TV stand, behind the furniture in the 3 year olds classroom, behind the furniture in the one year olds classroom, the rug in the walkway, the rugs in all the classrooms, the walls in the classrooms, the shower area, behind the sinks, the bathroom floors and exit back door to the parking lot. Paint the shelves in the classrooms and re-paint one of the area in the boys bathroom.
Technical assistance: It is the responsibility of the director/operator to ensure all areas and equipment of the facility are free from fire hazards, such as lint build up in heating and air vent filter, exhaust, fans, ceiling fans, and dryer vents, and grease build up in ovens, stoves, and food equipment.
Due Date 06/12/2015
Violation Level Class 3 - Technical Support

Non-Compliance Description
14-04 An area of the facility was observed to be a serious health hazard to children in care.
Comments
FSC smelled gas coming from the kitchen area. FSC went inside the kitchen and observed a red tag on the stove indicating danger. FSC read the tag which indicated there was a leak. FSC asked the teachers if they knew what leakage the tag was referencing and they said they did not. FSC asked for the phone number to the company and none of the teachers could find the tag. After searching for several hours, the director brought some tags with the name and phone number of the gas company. She then proceeded to call the gas company. FSC asked to speak with the representative from the gas company. FSC explained to her about the facility, the red tag and that there were 65 children currently present at the facility. FSC asked if she could send someone out to the facility to investigate the gas smell and she said she would. Someone from the gas company came and picked up the gas tank.
Due Date Completed at time of inspection
Violation Level Class 2 - Technical Support
### Non-Compliance Description
14-06 A safety deficiency having a low potential for harm to the children in care was observed.

### Comments
Two electrical outlet were not covered.

Technical assistance was provided that all outlets must be covered.

#### Due Date
Completed at time of inspection

#### Violation Level
Class 3 - Technical Support

#### 15. Toxic Substances and Hazardous Materials rule 65C-22.002(1), F.A.C.
- Compliance

#### 16. Supplies Labeled/Stored rule 65C-22.002(1), F.A.C.
- Compliance

#### 17. Lighting rule 65C-22.002(2), F.A.C.
- Compliance

#### 18. Temperature and Ventilation rule 65C-22.002(2), F.A.C.
- Compliance

#### 19. Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C.
- Compliance

#### 20. Outdoor Area/Square Footage ss. 402.305(6), F.S. & rule 65C-22.002(4), F.A.C.
- Compliance

#### 21. Outdoor Play Area rule 65C-22.002(4), F.A.C.
- Compliance

#### 22. Fencing rule 65C-22.002(4), F.A.C.
- Compliance

- Compliance

#### 24. Bedding and Linens rule 65C-22.002(10), F.A.C.
- Compliance

#### 25. Nap/Sleep Space Requirements rule 65C-22.002(5), F.A.C.
- Noncompliance

---

**Non-Compliance Description**
25-01 A minimum distance of 18" was not maintained between each napping/sleeping space.

**Comments**
Technical assistance was provided that a minimum of 18" must be maintained between each napping/sleeping space.

The teacher removed the student's to another location to meet the 18" requirement.

**Due Date** Completed at time of inspection

**Violation Level** Class 3 - Technical Support
### 26. Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.
- **Compliance**

### 27. Crib Requirements rule 65C-22.002(5), F.A.C.
- **Noncompliance**

**Non-Compliance Description**
27-02 The facility used cribs that did not meet current federal guidelines.

**Comments**
Please be advised that new federal crib regulations mandate that by December 28, 2012 all child care providers must only use cribs that are compliant with the new federal safety standards. Additional information may be obtained at the Consumer Product Safety Commission website: www.cpsc.gov/info/cribs

Technical assistance: If Cribs are purchased after June 28, 2011 - Provider was requested to contact the CPSC's Office of Compliance and Field Operations for assistance at jjirgl@cpsc.gov.

If Cribs are purchased prior to June 28, 2011 – Provider was requested to contact the manufacturer or retailer for assistance to determine which, if any, standard to which the crib has been certified.

**Due Date** 06/04/2015

**Violation Level** Class 2 - Technical Support

### 28. Toilets and Sinks rule 65C-22.002(6), F.A.C.
- **Noncompliance**

**Non-Compliance Description**
28-04 The facility did not adequately maintain the toilet and bath facilities used by the children as evidenced by [the toilet paper holders were all broken].

**Comments**
the toilet paper holders are all broken.

Technical assistance was provided that the toilet paper holders must be replaced to allow children easy access to the toilet paper. The toilet paper was placed too high for children to reach it.

**Due Date** 06/12/2015

**Violation Level** Class 3 - Technical Support

**Non-Compliance Description**
28-05 The facility did not adequately keep the toilet and bath facilities used by the children clean and/or sanitized or disinfected.

**Comments**
One of the bathrooms was in need of cleaning as there was urine and water on the floor.

Technical assistance was provided that bathroom floors must be kept cleaned and sanitized.

**Due Date** 06/12/2015

**Violation Level** Class 3 - Technical Support

### 29. Potty Chairs rule 65C-22.002(6), F.A.C.
- **Not Applicable**

**Not Applicable Comments**
no potty chairs

### 30. Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.
- **Compliance**

### 31. Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.
- **Noncompliance**

**Non-Compliance Description**
31-02 Soap was not available to children using the toileting facility.

**Comments**
There was no soap in either of the restrooms.

Technical assistance was provided that soap must be available in restrooms for children's use.

**Due Date** Completed at time of inspection

**Violation Level** Class 3 - Technical Support

### 32. Operable Phone rule 65C-22.002(7), F.A.C.
- **Compliance**
### 33. Fire Drills & Emergency Preparedness rule 65C-22.002(7), F.A.C.

**Non-Compliance Description**

33-03 The written record of the fire drills was incomplete and did not include the following: [a drill during naptime].

**Comments**

Technical assistance: Fire drills must include one drill during napping/sleeping times, one drill using alternative evacuation route and one in the presence of the licensing authority on an annual basis.

Last fire drill was conducted on 05/12/2015, drill using alternate route was conducted on 05/28/2014, a drill during nap time was not conducted, and drill with counselor present could not be conducted as the fire alarm system was not in working order. FSC will return to conduct the fire drill when the alarm system is in working conditions.

Technical assistance was provided to director to call the alarm company to come out to correct the problem with the alarm.

**Due Date** 06/12/2015  
**Violation Level** Class 3 - Technical Support

### 34. Food Preparation Area 65C-22.002(8), F.A.C.

**Compliance**

### 35. Health and Sanitation rule 65C-22.002(10), F.A.C.

**Non-Compliance Description**

35-07 A child did not wash his/her hands appropriately after toileting.

**Comments**

There was no soap in the children's bathrooms.

Technical assistance was provided that soap must be available in the children's bathrooms for children's use. This was completed at the time of inspection as soap was added and the student washed her hands.

**Due Date** Completed at time of inspection  
**Violation Level** Class 3 - Technical Support

### 36. Drinking Water Available rule 65C-22.002(10), F.A.C.

**Compliance**

### 37. Sanitary Diapering rule 65C-22.002(10), F.A.C.

**Non-Compliance Description**

37-03 Diaper changing occurred on a surface that was not impermeable.

**Comments**

The diaper changing mat in the one year olds classroom was torn.

Technical assistance was provided that the mat needs to be replaced as diaper changing surface must be impermeable.

**Due Date** 06/12/2015  
**Violation Level** Class 3 - Technical Support

### 38. Diaper Disposal rule 65C-22.002(10), F.A.C.

**Compliance**

### 39. Indoor Equipment rule 65C-22.002(11), F.A.C.

**Compliance**

### 40. Outdoor Equipment rule 65C-22.002(11), F.A.C.

**Noncompliance**
Non-Compliance Description
40-02 The play equipment was not safe for the children to use in that [the s-hook on the swings were too wide and the top of the swings were rusty].

Comments
Technical assistance was provided to director not to allow the students to use the swings until the S-hooks are tightened and the rust is removed.

Due Date 06/04/2015
Violation Level Class 2 - Technical Support

Non-Compliance Description
40-04 A resilient surface was not provided beneath and within the fall zone for [swings].

Comments
Technical assistance was provided that a resilient surface must be provided beneath and within the fall zone for all swings.

Due Date 06/04/2015
Violation Level Class 2 - Technical Support

TRAINING

41. Training Requirements ss. 402.305(2) - (3), F.S. & rule 65C-22.003(2) - (3), F.A.C. Compliance

42. 10-Hour In-Service rule 65C-22.003(6), F.A.C. Noncompliance

Non-Compliance Description
42-04 The ten hours of annual in-service training had not been completed for the fiscal year beginning July 1 and ending June 30 for staff.

Comments
in-service hours for the fiscal year beginning July 1, 2013 and ending June 30, 2014 was missing for staff.

Technical assistance was provided that staff must complete 10 hours of in-service for the fiscal year July 1, 2014-June 30, 2015 by June 30, 2015, as 10 hours completed for the current fiscal year were used by FSC and staff to fulfill the requirement for the previous fiscal year.

Technical assistance: All child care personnel employed in the industry beyond 15 months who change employment from one child care program to another during the fiscal year must complete the annual in-service training requirement.
Child care personnel not in compliance with the annual in-service training requirement described in this section must complete the 8 remaining in-service training requirement within 30 days of the non compliance.

Due Date Completed at time of inspection
Violation Level Class 3 - Technical Support

43. Credentialed Staff ss.402.305(3), F.S. & rule 65C-22.003(7)-(8), F.A.C. Noncompliance

Non-Compliance Description
43-05 The person with the Director Credential was not on-site a majority of the hours that the facility is in operation.

Comments
Technical assistance was provided to director that the director is required to be on-site a majority (for at least 51%) of the time during hours of operation.

FSC further stated to the director that she was not available at the facility for the last two inspections and she is never available whenever FSC called the facility to speak with her. FSC recommended she have someone whom can be at the facility 51% of the time to oversee the day to day operation of the school since she's not available. She informed FSC that she has a teacher whom she is going to appoint as the director but the teacher is awaiting her director's credential. FSC reminded her that during the wait on the teacher's director credential, she still has to be on-site 51% of the time.

Due Date 06/05/2015
Violation Level Class 3 - Technical Support

HEALTH REQUIREMENTS

44. Communicable Disease Control rule 65C-22.004(1), F.A.C. Compliance

45. First Aid Requirements rule 65C-22.004(2), F.A.C. Compliance

Compliance Comments
Technical assistance: Each first aid kit must have at a minimum include: Soap, (to be used with water) and or hand sanitizer (for use when water may not be available)
<table>
<thead>
<tr>
<th>46.</th>
<th>CPR Requirements rule 65C-22.004(2), F.A.C.</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>47.</td>
<td>Emergency Telephone Numbers rule 65C-22.004(2), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>48.</td>
<td>Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td>49.</td>
<td>Medication rule 65C-22.004(3), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td></td>
<td>Compliance Comments</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Technical assistance: If medication is stored in the food preparation area it must be stored in a manner to prevent contamination of food, food contact surfaces, or medication.</td>
<td></td>
</tr>
</tbody>
</table>

**FOOD AND NUTRITION**

<table>
<thead>
<tr>
<th>50.</th>
<th>Meals and Snacks rule 65C-22.005(1), F.A.C.</th>
<th>Compliance</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>51.</th>
<th>Meal and Snack Menus rule 65C-22.005(1), F.A.C.</th>
<th>Noncompliance</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Non-Compliance Description</td>
<td></td>
</tr>
<tr>
<td></td>
<td>51-01 The facility's posted menu was not dated.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Comments</td>
<td></td>
</tr>
<tr>
<td></td>
<td>The menu posted was not dated.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Technical assistance was provided that the posted menus must be dated.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Due Date</td>
<td>06/12/2015</td>
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<tr>
<td></td>
<td>Violation Level</td>
<td>Class 3 - Technical Support</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>52.</th>
<th>Food Service rule 65C-22.005(3), F.A.C.</th>
<th>Compliance</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>53.</th>
<th>Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C.</th>
<th>Noncompliance</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Non-Compliance Description</td>
<td></td>
</tr>
<tr>
<td></td>
<td>53-02 Bottles and sippy cups were not labeled with the child's first and last name.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Comments</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Several bottles and sippy cups did not include the infant's last names.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Technical assistance was provided that all bottles and sippy cups must be labeled with the infant's first and last names.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Due Date</td>
<td>Completed at time of inspection</td>
</tr>
<tr>
<td></td>
<td>Violation Level</td>
<td>Class 3 - Technical Support</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>54.</th>
<th>Catered Food and Food Provided by Parents rule 65C-22.005(1), F.A.C.</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Compliance Comments</td>
<td></td>
</tr>
<tr>
<td></td>
<td>food is catered by The Kid Gourmet Catering.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Counselor conducted food hygiene inspection. Food temperature met the temperature requirement. Food is adequately stored.</td>
<td></td>
</tr>
</tbody>
</table>

| 55. | Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. | Compliance |
56. Records ss. 402.305(2), F.S., rule 65C-22.006(3)(c)5., F.A.C.

Compliance Comments
(65 of 65) children’s enrollment/health records were reviewed for compliance. Technical assistance was provided that annually in August and September, parents of children enrolled in the program must be notified of the required influenza information.

All (12) child care personnel records in the system were reviewed of which (12) were updated for compliance. Three new personnel were hired since the last inspection as per the teacher.

57. Children’s Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C.

Non-Compliance Description
57-01 A Student Health Examination/DH Form 3040 or equivalent, was not available for the child(ren).

Comments
Technical assistance was provided that current and updated immunization records must be on file for all students.

Due Date 06/12/2015
Violation Level Class 3 - Technical Support

Non-Compliance Description
57-03 The Student Health Examination/DH Form 3040 was no longer current (over two years since last examination) for the child(ren).

Comments
Technical assistance was provided that current and updated Health records must be on file for all students.

Due Date 06/12/2015
Violation Level Class 3 - Technical Support


Non-Compliance Description
58-02 Incomplete enrollment information on CF-FSP Form 5219 or equivalent form was found for the child(ren).

Comments
Technical assistance was provided to director to ensure enrollment forms are completely filled out.

Due Date 06/12/2015
Violation Level Class 3 - Technical Support


Non-Compliance Description
59-05 The personnel record did not include a signed CF-FSP 5337 Child Abuse and Neglect Reporting Requirements form.

Comments
Child Abuse and Neglect Reporting was expired for staff on supplemental.

Technical assistance was provided that Child Abuse and Neglect Reporting must be updated annually.

Due Date Completed at time of inspection
Violation Level Class 3 - Technical Support

60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C.

Non-Compliance Description
60-01 Documentation of Level 2 screening was missing for staff.

Comments
The facility operator/director was provided technical assistance regarding the new background screening requirements. No person defined as child care personnel under s. 402.302(3), F.S., may be hired, selected or otherwise be allowed to have contact with children until all level 2 screening requirements have cleared with no disqualifying offenses and ALL persons defined as child care personnel are now required to be fingerprinted along with a statewide criminal records check through FDLE.

The new teacher in the four year's old classroom did not have any fingerprints on file. The background screening and personnel file requirement form had information that her screening was conducted February of 2010. FSC advised director that staff cannot return to work until her screening is completed and clearance letter received.

Due Date 06/04/2015
Violation Level Class 2 - Technical Support

Non-Compliance Description
60-04 Verification of employment history for the past 2 years was not on file for the employees.

Comments
Technical assistance was provided to director to verify employment history and reference for all staff.

Due Date 06/04/2015
Violation Level Class 2 - Technical Support
61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C.  
Compliance

62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.  
Noncompliance

<table>
<thead>
<tr>
<th>Non-Compliance Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>62-02 The facility's emergency evacuation plan was not posted in each room.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Technical assistance was provided that emergency evacuation plans must be posted in all classrooms and must indicate a primary and secondary route.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Due Date</th>
<th>06/12/2015</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Violation Level</th>
<th>Class 3 - Technical Support</th>
</tr>
</thead>
</table>

63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rul  
65C-22.001(9),(11), F.A.C.  
Compliance

<table>
<thead>
<tr>
<th>Counselor Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Inspection was not completed due to time constraints.</td>
</tr>
<tr>
<td>Inspection was completed on 5/26/2015.</td>
</tr>
</tbody>
</table>

Technical assistance was provided to the director that she has two class 2 violations that is in a fineable stage. See attached administrative warning.

<table>
<thead>
<tr>
<th>2nd Visit Date/Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 05/26/2015</td>
</tr>
</tbody>
</table>

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Received by: Marcia Carty  
Date: 05/22/2015

Inspected by: Pauline Kinsey  
Date: 05/22/2015
August 10, 2015

Angela Gill  
Provider Relationship Manager  
Early Learning Coalition (ELC)  
2555 Ponce de Leon Blvd, Suite 500  
Coral Gables, Florida 33134

Subject: Notice of Termination  
School Readiness Contract (FY 2015-2016)

Dear Ms. Gill,

I am in receipt of the preliminary notice of termination and as described in the SR Contract at Section 64 and Exhibit 5: Due Process Procedure, I understand that the decision is preliminary and I have an opportunity to request a review hearing of the Coalition’s determination. I am responding in writing requesting a review hearing within five (5) business days before or on August 11, 2015, with copies of documentation supporting your claim and copy of this letter.

As stated in the notice, “Pursuant to Section 11 of the School Readiness Contract (“SR Contract”), Provider (Duhart’s Day Care Center) agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5),(6), and (7), F.S., as applicable.” Before presenting documentation, I believe it is imperative for me to be on record, advising ELC that Duhart’s Daycare Center, Inc. (Duhart) has been in operation since 1988, and has historically provided daily and routinely a healthy and safe environment for children in its care. This is evidenced by the three generations that the daycare has taken care of. However, since July, 2014, Duhart has experienced extenuating and extreme transition, in that the primary individual who has been with the daycare for the past 30 years, died; and the next senior person left abruptly during 2014, as well. The final transitional staff affected during this same period, was the director, who, due to overwhelming personal matters, could not work the same level as previous years. The daycare has been aggressively searching for a director since October, 2014, with the previous director, attempting to manage the facility, with less time than previously worked (reduced from 60 hours per week to 30 hours per week). Considering the dynamics of the inner city, it is best that the director be on site at least 50 hours, to manage all the intricate details of teacher supervision, classroom management, and instructing of the children, consistent with the standards of VPK and the curriculum (Creative Curriculum) which we use.

From reading the notice, it states that our facility received DCF licensing violations that posed a threat to the health, safety or welfare of the children in your care, as verified pursuant to s. 402.311, F.S. Health and Safety requirements within the last 12 months. I will respond to each finding:

Response: Per the Supplemental Inspection Sheet (attachment #1) issued by the DCF Inspector on January 27, 2015, the details of the incident was that there were two staff persons with the 22 children – one was a teacher and the other was a volunteer (from the City of Miami) which was background screened (attached #1a) and appropriate for use for the period she was with the children. The normal teacher had been called away on an emergency situation, and another teacher was called in. This emergency occurred during the nap break, and was corrected by 2:30 pm, so the duration of the volunteer being with the teacher did not exceed two hours. We were compliant – two persons were with the 22 children at all times.

Finding: Class 1 Violation: Child Discipline ss.402.305 (12) F.S. & rule 65C-22.001 (8), F.A.C.
A method of discipline was used at the facility that was severe, humiliating or frightening.

Response: The teacher was working with a new student to her class, because the DCF inspector was questioning her normal teacher at the time of the action on the part of the teacher, which was her effort to prevent the child from harming the other students who were in that class, since the child attempted to throw a chair at them (this is detailed in the DCF inspection report, attached). The child was not set aside to avoid giving her lunch, simply, to bring order back to the class. Lunch was not yet served for that age group, so the DCF inspector’s feelings may not be valid, in this case. The response by the Provider was to provide additional training on the disciplinary procedures detailed in the parent handbook (attachment #2), and to place the teacher on suspension as well. This teacher is the same teacher who graduated from the Miami Children’s Initiative institute in Liberty City weeks, and being trained to become a director in her future. All related details are (attachment #2a).

Finding: Class 1 Violation: Facility Environment rule 65C-22.002(1), 65c-22.002(7)-(9), F.A.C. An area of the facility was observed to be a serious health hazard to children in care.

Response: The gas stove was discontinued being used by Duhart in August, 2014, and we have been using caterers per the contracts (attachment #3) since that time. To the best of our knowledge, the incident with the gas stove occurred between 1:00 and 2:20 pm on May 22, 2015, the same day and time the DCF inspector arrived. When I arrived back to the facility, I simply called the gas company, to confirm what the red tag meant, which they responded, stating that it meant that we were no longer using their service, thus, when they came to perform the annual service, they placed the tag there to remind us that we must call them before we could use the stove again, and that had repaired it back in September 2014 (attachment #4). I then advised them that there was a smell that wasn’t there earlier that day, and could they send someone, which they did. I also allowed them to speak with the DCF inspector, because the gas company didn’t believe there was an issue. Upon arrival, the technician then took with him the gas tank. They returned the following day to inspect the environment, and all was well -lasted a couple of hours.

Finding: Class 2 Violation: Fencing rule 65C-22.002(4), F.A.C. The facility’s outdoor play space was not enclosed with fencing or walls a minimum of 4 feet in height.
Response: Duhart’s play space is enclosed with fencing a minimum of 4 feet, however, a small section needed to be built up (parking area) was completed on 05/23/2015, (attachment #5). Over the past 5 years at least, this has never been brought to our attention. We did comply immediately.

Class 2 Violation: Crib requirements rule 65C-22.002 (5), F.A.C.  
The facility used cribs that did not meet current federal guidelines.  

Response: The cribs had all been certified from 2010, and had been presented previously to DCF. The attached ( #6) certificate of compliance was filed in the file cabinet; the copy was secured from storage and presented again, as requested. Also, we now have a copy placed in the Infant classroom, for easy retrieval.

Finding: Class 2 Violation: Fire Drills & Emergency Preparedness rule 65C-22.002 (7) F.A.C.  
The operator failed to conduct emergency preparedness drills.  

Response: Duhart had conducted on-site training with the staff and teachers as a result of an Emergency Preparedness Handbook updated in January, 2015 (attachment #7). We were more accustomed to conducting the fire drills monthly. However, we had conducted an emergency preparedness drill in both 2014 and 2013 (attachment #8), and will conduct two in 2015 (one already conducted). As of the date of the DCF inspection, no emergency drill had been conducted year-to-date.

Finding: Class 2 Violation: Outdoor Equipment rule 65C-22.002(11), F.A.C.  
The play equipment was not safe for children to use in that the s-hook on the swings were too wide and the top of the swings were rusty.

Response: Duhart’s play equipment includes eight (8) swings. The DCF inspector noted that one (1) swing’s s-hook was too wide, which was corrected within 24 hours, by replacing a smaller s-hook and any rust was removed by the repair person (invoice attached #9 and pictures - #10).

Finding: Class 2 Violation: Outdoor Equipment rule 65C-22.002(11), F.A.C.  
A resilient surface was not provided beneath and within the fall zone for swings.

Response: As the director, I was initially unclear by this finding, since we had just placed mulch on the playground on 05/08/2015 (only a few weeks) before the DCF inspection. However, it was explained by the inspector that the type of mulch we were using was not the best, and instead, we should use anything that would increase the resiliency of the swing area. So, we purchased rubber mulch, and covered the areas identified again (pictures attached #11).

Finding: Class 2 Violation: Background Screening Background Screening Documents ss.402.3054, F.S. &rule 65C-22.006(4), F.A.C. n, Documentation of Level 2 screening was missing for staff.
Response: This is the same person that has been sent away for administrative and director training, and she has several files – one for routine and one for director in training, which included the background screening. We sent the DCF inspector the background screening on file, which expired 02/28/2015, and scheduled the employee for a new background screening (attachment #12). She was the person we were developing for directorship (she worked previously with Duhart from 2010 to 2015).

Critical Comments or notes:
- Duhart’s Daycare Center, Inc. has served this community with excellent daycare services for 26 to 30 years.
- May 22, 2015 was not a typical day for our operations – the two year old teacher leaving after the director left to take care of banking and purchase of supplies. The director’s shift was seven (7) hours daily, from 6am to 1pm. The director was still working for Duhart when the DCF inspector arrived, but was not on site, as she was in the midst of financial matters at the bank. If the director had been on site, she would normally provide coverage for teacher emergencies. Also, the incident with the kitchen actually occurred while the inspector was there simultaneously (we considered deliberate action by one of the teachers terminated).
- On May 22, 2015, the new director was on site, in the midst of orientation, and was placed in the position on June 29, 2015. As mentioned to the inspector, we were in the process of completing the hiring process when she came, because the owner wanted the new director information to be reflected with the license (attachment #13).
- The prior director became the representative of the owner solely, as of June 1, 2015.
- During June, 2015, a daycare operations consultant was retained to instruct and guide the new director, and to assist the teachers with curriculum and DCF regulations adherence. This has allowed subsequent inspections or follow-ups to be compliant, generally.
- June and July, 2015, DCF conducted re-inspections, and all was marked "Compliance".

Current and Future Changes
1. The daycare has finally began to stabilize under the directorship of a new professional, who is scheduled on site eight (8) hours daily, effective July 27, 2015 (attachment #14).
2. Starting August 24, 2015, another director will be on board for three (3) additional hours, and will functions as an Assistant Director, mainly, being responsible for the training of the teachers and improving the childrens’ learning process, as she is also a Certified Elementary Teacher (attachment #14a).
3. Parental surveys were conducted in July and August, 2015 (attachment #15).
4. Out daily Director’s checklist has been updated and includes health and safety and playground checklists (attachment #16).
5. DCF checklists are used monthly, as if we are being inspected, prior to DCF coming in, so we can correct, modify, or adjust where needed, if necessary.

6. Accreditation preparedness will be commenced in October, 2015

Our Prayer and Plea

Duhart's Daycare Center, Inc. recognizes that this has not been the best twelve (12) months of our lifespan as a daycare center. Our owners are Perry and Ollie Duhart, they are both in their eighties, and gave their life to this organization and the community. They are currently retired, living in another city, and the daycare is their sole means of survival — this is it!!!!

As the representative of the owners of Duhart, I am writing this letter on behalf of the Duhart family, who has taught at least three (3) generations at this same location for almost 30 years. I am a pastor and community person, who is from the neighborhood, and have tried to help other young women from this area, with reduced daycare fees, and offering them work or intern opportunities, which is why we have partnered with the City of Miami Career services. Our community programs and outreach has resulted in NANA renovating the school in the amount of $87,000.

I am petitioning the Board of Directors of ELC to extend mercy to Duhart's Daycare Center, Inc., and consider placing us on probation or monitoring for a period deemed appropriate by ELC, to ensure that all above corrections are maintained, and to confirm that the inspection of May 22, 2015, is not indicative of our approach to health and safety, but an isolated case.

Review Board, I am respectfully pleading for mercy as it relates to Duhart remaining on contract with ELC. Duhart has suffered a great loss in losing the matriarch of the daycare center, Ms. Coates, combined with the founders being retired. Even though I could not work as I have previously with Duhart, now with an effective director on site, I will also serve as a monitor, using DCF Checklist for license compliance. The recent changes are working and improvement is noted as stated in the signed parental surveys.

I pray that you will give heartfelt consideration in making this vital decision, and that you will take into consideration all of the good that Duhart's Daycare Center has accomplished in Liberty City for the past 30 years; as well as all that Duhart is able to contribute to an environment which is among the lowest income level in Miami-Dade county, if given a second chance. Without ELC funding, the chance of this daycare center existing and remaining viable is slim to zero. Thank you in advance for your time and for your consideration.

Respectfully submitted,

Marcia G. Carty, Owner Representative
Notice of Termination
August 4, 2015

Marcia Carty, Director
Duhart’s Day Care Center, C11MD1006
5580 N.W. 7th Avenue
Miami, FL. 33127

Subject: **Notice of Termination**
School Readiness Contract (FY 2015-2016)

Dear Provider,

Pursuant to Section 11 of the School Readiness Contract (“SR Contract”), Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Within the last 12 months, your facility received DCF licensing violations that posed a threat to the health, safety or welfare of the children in your care.

**Class 2 Violation:** Ratio Sufficient ss. 402.305(4), F.S. & RULE 65c-22.001(4), F.A.C.
A ratio of 1 staff for 11 children is required. There were 1 staff for 22 children observed.

**Class 1 Violation:** Child Discipline ss.402.305 (12) F.S. & rule 65C-22.001 (8), F.A.C.
A method of discipline was used at the facility that was severe, humiliating or frightening.

**Class 1 Violation:** Facility Environment rule 65C-22.002(1), 65c-22.002(7)-(9), F.A.C. An area of the facility was observed to be a serious health hazard to children in care.

**Class 2 Violation:** Fencing rule 65C-22.002(4), F.A.C.
The facility’s outdoor play space was not enclosed with fencing or walls a minimum of 4 feet in height.

**Class 2 Violation:** Crib requirements rule 65SC-22.002 (5), F.A.C.
The facility used cribs that did not meet current federal guidelines.

**Class 2 Violation:** Fire Drills & Emergency Preparedness rule 65C-22.002 (7) F.A.C.
The operator failed to conduct emergency preparedness drills.

**Class 2 Violation:** Outdoor Equipment rule 65C-22.002(11), F.A.C.
The play equipment was not safe for children to use in that the s-hook on the swings were too wide and the top of the swings were rusty.

**Class 2 Violation:** Outdoor Equipment rule 65C-22.002(11), F.A.C.
A resilient surface was not provided beneath and within the fall zone for swings.

**Class 2 Violation:** Background Screening Background Screening Documents ss.402.3054, F.S. & rule 65C-22.006(4), F.A.C.
Documentation of Level 2 screening was missing for staff.
Based upon the foregoing DCF licensing violations, the Coalition has decided to terminate your SR Contract, effective August 18th, 2015. You are also being notified of the Coalition's intent to revoke your eligibility to deliver SR program services for a period of five (5) years.

Section 57 (a), SR contract - Termination for Cause.
a. Basis of Termination for Cause. “PROVIDER agrees that COALITION has the right to terminate this Contract for cause at any time. The following are grounds for termination for cause: (a) Action, or lack of action, which threatens the health, safety or welfare of children...”;

Section 59, SR contract - Revocation of Eligibility. “In accordance with s. 1002.88(2), F.S., if PROVIDER’s Contract is terminated under paragraph 56., 57., or 58., COALITION may revoke PROVIDER’s eligibility to deliver the school readiness program for a period of five (5) years...”

Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the Coalition's determination as described in the SR Contract at Section 64 and Exhibit 5: Due Process Procedure. You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for the Coalition to receive your response is August 11th, 2015.

The Request for a hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.

If you have any questions related to the SR Contract, please contact your provider relationship manager:

Angela Gill
Provider Relationship Manager
AGill@elcmdm.org
Phone number: (305)646-7220 ext.577
Early Learning Coalition of Miami-Dade/Monroe

Thank you for your cooperation.
DCF
Compliant Reinspections
Child Care Facility Information
Name: Duhart's Day Care Center Inc  ID Number: C11MD1006
Address: 5580 NW 7 Avenue  City: Miami  State: FL  Zip Code: 33127-
Phone Number: (305) 751-2684  Capacity: 105
Owner/Director/Staff Responsible: Tricia George

Inspection Information
Type: Reinspection  Date: 06/29/2015  Arrival/Departure Time: 01:00 PM to 04:20 PM
Staff Present: 10  Children Present: 49

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL REQUIREMENTS</td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S. Not Monitored</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C. Compliance</td>
</tr>
<tr>
<td>Compliance Comments</td>
</tr>
<tr>
<td>the capacity was posted in each classroom.</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C. Not Monitored</td>
</tr>
<tr>
<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C. Not Monitored</td>
</tr>
<tr>
<td>06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) Not Monitored</td>
</tr>
<tr>
<td>65C-22.006(4), F.A.C.</td>
</tr>
<tr>
<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C. Not Monitored</td>
</tr>
<tr>
<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C. Not Monitored</td>
</tr>
<tr>
<td>09. Transportation rule 65C-22.001(6), F.A.C. Not Monitored</td>
</tr>
<tr>
<td>10. Planned Activities ss. 402.305(13), F.S. &amp; rule 65C-22.001(7), F.A.C. Compliance</td>
</tr>
<tr>
<td>Compliance Comments</td>
</tr>
<tr>
<td>schedule was posted.</td>
</tr>
</tbody>
</table>
11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.  
   Not Monitored

12. Child Discipline ss. 402.305(12), F.S. & rule 65C-22.001(8), F.A.C.  
   Not Monitored

13. Discipline Policy rule 65C-22.001(8), F.A.C.  
   Not Monitored

### PHYSICAL ENVIRONMENT

14. Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C.  
   Compliance  
   Compliance Comments  
   All areas of the facility are clean.

15. Toxic Substances and Hazardous Materials rule 65C-22.002(1), F.A.C.  
   Not Monitored

16. Supplies Labeled/Stored rule 65C-22.002(1), F.A.C.  
   Not Monitored

17. Lighting rule 65C-22.002(2), F.A.C.  
   Not Monitored

18. Temperature and Ventilation rule 65C-22.002(2), F.A.C.  
   Not Monitored

19. Indoor Floor Space ss. 402.305(6) F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C.  
   Not Monitored

20. Outdoor Area/Square Footage ss. 402.305(6), F.S. & rule 65C-22.002(4), F.A.C.  
   Not Monitored

21. Outdoor Play Area rule 65C-22.002(4), F.A.C.  
   Not Monitored

22. Fencing rule 65C-22.002(4), F.A.C.  
   Noncompliance

**Non-Compliance Description**
22-03 The facility’s outdoor play space was not enclosed with fencing or walls a minimum of 4 feet in height.

**Comments**
Technical assistance was provided that the outdoor play space must be enclosed with fencing a minimum of 4 feet in height. Technical assistance was also provided to remove the mulch from under the base of the fence.

The owner stated she will have this corrected by 07/03/2014.

**Due Date** 07/03/2014

**Violation Level** Class 2 - Technical Support
<table>
<thead>
<tr>
<th>Rule Number</th>
<th>Rule Description</th>
<th>Compliance Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>24.</td>
<td>Bedding and Linens rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>26.</td>
<td>Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>27.</td>
<td>Crib Requirements rule 65C-22.002(5), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td></td>
<td>Compliance Comments</td>
<td>certificates were available for review.</td>
</tr>
<tr>
<td>28.</td>
<td>Toilets and Sinks rule 65C-22.002(6), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td></td>
<td>Compliance Comments</td>
<td>new toilet paper holders were installed.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>The bathroom floors are clean.</td>
</tr>
<tr>
<td>29.</td>
<td>Potty Chairs rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>30.</td>
<td>Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>31.</td>
<td>Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td></td>
<td>Compliance Comments</td>
<td>Soap dispensers were installed in both bathrooms and soap was available</td>
</tr>
<tr>
<td>32.</td>
<td>Operable Phone rule 65C-22.002(7), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>33.</td>
<td>Fire Drills &amp; Emergency Preparedness rule 65C-22.002(7) F.A.C.</td>
<td>Compliance</td>
</tr>
<tr>
<td></td>
<td>Compliance Comments</td>
<td>Fire drill was conducted in the presence of the licensing counselor and one was conducted at naptime and documented on the fire drill log</td>
</tr>
<tr>
<td>34.</td>
<td>Food Preparation Area 65C-22.002(8), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>35.</td>
<td>Health and Sanitation rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>Rule Description</td>
<td>Compliance Status</td>
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<td>---------------------------------------------------------------------------------</td>
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<tr>
<td>36. Drinking Water Available rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>37. Sanitary Diapering rule 65C-22.002(10), F.A.C.</td>
<td>Compliance</td>
<td></td>
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<tr>
<td><strong>Compliance Comments</strong></td>
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<tr>
<td>new changing mats were available.</td>
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<tr>
<td>38. Diaper Disposal rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
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<tr>
<td>39. Indoor Equipment rule 65C-22.002(11), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
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<tr>
<td>40. Outdoor Equipment rule 65C-22.002(11), F.A.C.</td>
<td>Compliance</td>
<td></td>
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<tr>
<td><strong>Compliance Comments</strong></td>
<td></td>
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<tr>
<td>all S-hooks were enclosed and the top of the swings were painted. There were mats in place for the resilient surface</td>
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<tr>
<td><strong>TRAINING</strong></td>
<td></td>
<td></td>
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<tr>
<td>41. Training Requirements ss. 402.305(2) - (3), F.S. &amp; rule 65C-22.003(2) - (3), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>42. 10-Hour In-Service rule 65C-22.003(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>43. Credentialed Staff ss. 402.305(3), F.S. &amp; rule 65C-22.003(7)-(8), F.A.C.</td>
<td>Compliance</td>
<td></td>
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<tr>
<td><strong>Compliance Comments</strong></td>
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<tr>
<td>The facility has a new director and all pertinent documents for the new director were furnished to FSC. Technical assistance was provided that if the director had a break in service she will have to re-fingerprinted.</td>
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<tr>
<td><strong>HEALTH REQUIREMENTS</strong></td>
<td></td>
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<tr>
<td>44. Communicable Disease Control rule 65C-22.004(1), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>45. First Aid Requirements rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>46. CPR Requirements rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
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<tr>
<td>47. Emergency Telephone Numbers rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
</tbody>
</table>
48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C. Not Monitored

49. Medication rule 65C-22.004(3), F.A.C. Not Monitored

**FOOD AND NUTRITION**

50. Meals and Snacks rule 65C-22.005(1), F.A.C. Not Monitored

51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. Not Monitored

   **Not Monitored Comments**
   The menus are dated.

52. Food Service rule 65C-22.005(3), F.A.C. Not Monitored

53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C. Not Monitored

54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C. Not Monitored

55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. Not Monitored

**RECORD KEEPING**

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C. Not Monitored

57. Children's Health/Immunization and Records ss. 402.305(9), F.S.& rule 65C-22.006(2) - (3) F.A.C. Compliance

   **Compliance Comments**
   Immunization and health records were reviewed for students listed on the supplemental. Some students are no longer enrolled in the program per office administrator.


   **Compliance Comments**
   FSC reviewed completion of Enrollment information.

<table>
<thead>
<tr>
<th>Compliance Comments</th>
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<tbody>
<tr>
<td>Compliance</td>
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<tr>
<th>ENFORCEMENT</th>
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<tbody>
<tr>
<td>Enforcement</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Received by: Tricia George</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 06/29/2015</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Inspected by: Pauline Kinsey</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 06/29/2015</td>
</tr>
</tbody>
</table>

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60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C. Compliance

PDLE clearance results was reviewed for staff listed on supplemental.

61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C. Not Monitored

62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C. Compliance

Emergency plan was posted in all classrooms.

63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. & rule 65C-22.001(9),(11), F.A.C. Not Monitored
Child Care Facility Information
Name: Duhart's Day Care Center Inc  
ID Number: C11MD1006  
Address: 5580 NW 7 Avenue City: Miami State: FL Zip Code: 33127- 
Phone Number: (305) 751-2684 Capacity: 105 
Owner/Director/Staff Responsible: Josephine Burke

Inspection Information
Type: Reinspection  
Date: 07/09/2015  
Arrival/Departure Time: 03:55 PM to 04:15 PM  
Staff Present: 5  
Children Present: 38

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<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
</tr>
<tr>
<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
</tr>
<tr>
<td>06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
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<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
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<tr>
<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
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<td>09. Transportation rule 65C-22.001(6), F.A.C.</td>
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<tr>
<td>10. Planned Activities ss. 402.305(13), F.S. &amp; rule 65C-22.001(7), F.A.C.</td>
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<tr>
<td>11. Field Trip Permission rule 65C-22.001(7), 65C-22.001(6), F.A.C.</td>
</tr>
<tr>
<td>12. Child Discipline ss. 402.305(12), F.S. &amp; rule 65C-22.001(8), F.A.C.</td>
</tr>
<tr>
<td>13. Discipline Policy rule 65C-22.001(8), F.A.C.</td>
</tr>
</tbody>
</table>

**PHYSICAL ENVIRONMENT**

| 17. Lighting rule 65C-22.002(2), F.A.C. | Not Monitored |
| 18. Temperature and Ventilation rule 65C-22.002(2), F.A.C. | Not Monitored |
| 22. Fencing rule 65C-22.002(4), F.A.C. | Compliance |

**Compliance Comments**
The fence on the Westside of the playground was repaired. The fence now measures 5 feet 1 inch in height. Photograph of the fence was taken. The fence around the playground meets the fencing requirements.

The director had left for the day per lead teacher; however, lead teacher was given permission to sign the inspection.

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<thead>
<tr>
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<tbody>
<tr>
<td>24. Bedding and Linens rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>26. Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>27. Crib Requirements rule 65C-22.002(5), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>28. Toilets and Sinks rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>29. Potty Chairs rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>30. Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>31. Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>32. Operable Phone rule 65C-22.002(7), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>33. Fire Drills &amp; Emergency Preparedness rule 65C-22.002(7) F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>34. Food Preparation Area 65C-22.002(8), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>35. Health and Sanitation rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>36. Drinking Water Available rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
</tbody>
</table>
37. Sanitary Diapering rule 65C-22.002(10), F.A.C. Not Monitored

38. Diaper Disposal rule 65C-22.002(10), F.A.C. Not Monitored

39. Indoor Equipment rule 65C-22.002(11), F.A.C. Not Monitored

40. Outdoor Equipment rule 65C-22.002(11), F.A.C. Not Monitored

TRAINING

41. Training Requirements ss. 402.305(2) - (3), F.S. & rule 65C-22.003(2) - (3), F.A.C. Not Monitored

42. 10-Hour In-Service rule 65C-22.003(6), F.A.C. Not Monitored

43. Credentialed Staff ss.402.305(3), F.S. & rule 65C-22.003(7)-(8), F.A.C. Not Monitored

HEALTH REQUIREMENTS

44. Communicable Disease Control rule 65C-22.004(1), F.A.C. Not Monitored

45. First Aid Requirements rule 65C-22.004(2), F.A.C. Not Monitored

46. CPR Requirements rule 65C-22.004(2), F.A.C. Not Monitored

47. Emergency Telephone Numbers rule 65C-22.004(2), F.A.C. Not Monitored

48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C. Not Monitored

49. Medication rule 65C-22.004(3), F.A.C. Not Monitored
### FOOD AND NUTRITION

50. Meals and Snacks rule 65C-22.005(1), F.A.C. | Not Monitored
---
51. Meal and Snack Menus rule 65C-22.005(1), F.A.C. | Not Monitored
---
52. Food Service rule 65C-22.005(3), F.A.C. | Not Monitored
---
53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C. | Not Monitored
---
54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C. | Not Monitored
---
55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C. | Not Monitored

### RECORD KEEPING

56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C. | Not Monitored
---
57. Children's Health/Immunization and Records ss. 402.305(9), F.S. & rule 65C-22.006(2) - (3) F.A.C. | Not Monitored
---
---
---
60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C. | Not Monitored
---
61. Daily Attendance rule 65C-22.001(10) & rule 65C-22.006(5), F.A.C. | Not Monitored
<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Result</th>
</tr>
</thead>
<tbody>
<tr>
<td>62</td>
<td>Emergency Plan/Posted rule 65C-22.002(7), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>63</td>
<td>Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.315, F.S. &amp; rul</td>
<td>Not Monitored</td>
</tr>
</tbody>
</table>

**ENFORCEMENT**

Received by: Josephine Burke  
Date: 07/09/2015  
Inspected by: Pauline Kinsey  
Date: 07/09/2015
DCF

Notice of Administrative Action

1/27/15

#1
Notice of Administrative Action

This is a formal notice of the Department's intent to take an administrative action against your facility/home. The Department is authorized to impose administrative fines and/or suspend or revoke your license or registration as provided for in section 402.310 Florida Statutes. Following this notice you will receive a formal administrative complaint. As stated in section 28-106.111(2), Florida Administrative Code, you will have 21 days from the date of receipt of the administrative fine, suspension or revocation of your license or registration to appeal this action under Chapter 120, Florida Statutes.

The provider is advised that section 402.281(3), Florida Statutes, requires termination of Gold Seal Quality Care designation if a provider commits a class I violation of licensing standards, or if a provider commits three or more class II or class III violations of licensing standards within a two-year period.

Name of Provider
Duhart's Day Care Center Inc

Address
5580 NW 7th Avenue Miami, FL 33127

ID Number
C11MD1006

Date
Jan 27, 2015

Violation Standard


[Not accurately stated]

was 2 persons with 22 children

1 volunteer (background screened)

1 full-time employee

Please take the necessary actions to ensure compliance with the licensing standards identified in this notice. If you would like technical assistance from the Department to assist you in understanding these licensing standards, or if you have questions regarding this information, please contact your licensing office.

Inspected by:
Pauine Kinsey

Received by:
Josephine Burke

Signature
Notice of Administrative Action

This is a formal notice of the Department's intent to take an administrative action against your facility/home. The Department is authorized to impose administrative fines and/or suspend or revoke your license or registration as provided for in section 402.310 Florida Statutes. Following this notice you will receive a formal administrative complaint. As stated in section 28-106.111(2), Florida Administrative Code, you will have 21 days from the date of receipt of the administrative fine, suspension or revocation of your license or registration to appeal this action under Chapter 120, Florida Statutes.

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<table>
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<tr>
<td>Duhart's Day Care Center Inc</td>
<td>C11MD1006</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Address</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>6580 NW 7th Avenue Miami, Fl. 33127</td>
<td>Jan 27, 2015</td>
</tr>
</tbody>
</table>

Violation Standard

**60. Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C.**

**Class 3:** The Child Care Affidavit of Good Moral Character was not completed prior to date of hire.

Corrected with updated form 1/27/15

Please take the necessary actions to ensure compliance with the licensing standards identified in this notice. If you would like technical assistance from the Department to assist you in understanding these licensing standards, or if you have questions regarding this information, please contact your licensing office.

<table>
<thead>
<tr>
<th>Inspected by:</th>
<th>Received by:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pauline Kinsey</td>
<td>Josephine Burke</td>
</tr>
</tbody>
</table>

Signature


Notice of Administrative Action

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Name of Provider
Duhart's Day Care Center Inc

Address
5580 NW 7th Avenue Miami, FL 33127

ID Number
C11MD1006

Date
Jan 27, 2015

Violation Standard

60: Background Screening Documents ss. 402.3054, F.S. & rule 65C-22.006(4), F.A.C.

Class 2: Documentation of Level 2 screening was missing for staff.

Was provided -

Good until

Please take the necessary actions to ensure compliance with the licensing standards identified in this notice. If you would like technical assistance from the Department to assist you in understanding these licensing standards, or if you have questions regarding this information, please contact your licensing office.

Inspected by:
Pauline Kinsey

Received by:
Josephine Burke

Signature
A routine inspection was conducted at your facility today. Inspection could not be printed on the day of the inspection due to issues with the printer. As a result, inspection will be sent to provider for review and signature.

Permission was granted to Josephine Burke to sign the inspection as the director was absent during inspection. Upon conducting the inspection, FSC observed that there were 22 children in the 2 year olds classroom with 1 teacher and 1 volunteer. The volunteer had one group of 11 children and the teacher had another group of 11 children.

FSC provided technical assistance to office administrator and classroom teacher, that a volunteer cannot work in the capacity of a teacher and cannot be left alone with children under no circumstances. FSC further informed them that the volunteer who works more than ten hours per month must have the level 2 screening conducted and meet the requirements as a child care personnel.

FSC informed director the facility would be fined for some of the items marked as they were repeated class 2 violations.

FSC spoke with director via telephone who indicated she works from 6am -1pm daily and that she has a schedule of her hours worked.

Technical assistance was provided that the director is required to be on-site a majority (for at least 51%) of the time during hours of operation. FSC explained about that the facility was out of ratio and she informed FSC that the other teacher had to leave today due to an emergency as she was called to report to her doctor's office right away. She further informed FSC that she was in the process of hiring another child care personnel.

FSC recommended she ensure the clearance letter for that person is received prior to her employment and that the employment history and reference check be verified as well and all required DCF documents pertaining to that person.

Affidavit of Good Moral Character was not notarized for Diamond Walden. Child Abuse and Neglect expired for the following staff: copies were printed and provided to office administrator Willie Harris- not completed, Yvonne Sparks-completed at the time of inspection, Josephine Burke-completed at the time of inspection, Sherry Jones-completed at the time of inspection, Shacora Reyes-completed at time of inspection, Lakeisha Cunningham not completed.

Immunization records expired for: [in redacted text]

Some things discussed with director: fix one of the toilets in the boys bathroom that's leaking water, fix faucet in girls bathroom, clean kitchen shelves, have volunteer conduct FDLE screening, notarize AGMC for volunteer and verify employment history and reference checks for staff. Josephine Burke, Yvonne Sparks and Andrea Flowers.

Technical assistance was provided to office administrator to check the department's website www.myflorida.com/childcare and print a copy of the classification summary as that will give her a list of all the items we monitor during an inspection.

Technical assistance was provided that children's and staff's files be organized so as to expedite the inspection process.
Jones

#2
Non-Compliance Description
12-03 A method of discipline was used at the facility that was severe, humiliating or frightening to children in that the child was separated from her group during lunch and was placed at another table by herself. FSC observed a teacher removed a student from the table at lunch time and placed her at another table by herself while the other children were getting their lunches. FSC asked the teacher why she removed the child from the table and she stated the child was not listening, and was not behaving and that the child was out of control. FSC then asked her where the child's lunch was and she stated she was going to give it to her; although FSC didn't believe the teacher was going to give the student lunch right away. FSC informed the teacher that she cannot remove the child from the table and not give her lunch and that the child cannot be denied lunch as a form of punishment. FSC placed the child back at the table and assured her the teacher was going to give her lunch and she could eat at the table. FSC also comforted her by telling her she was a very good student and complimented her on being very beautiful. After the student was returned to the table, the teacher gave her lunch. FSC completed at the time of inspection as the student was placed back at the table and the child was given lunch.

Comments:
Technical assistance was provided to teacher to address behavior and to re-direct on the child's level so that the student understands and to prevent children from being frightened and feeling humiliated. It was also recommended that children not be removed at lunch time or from any activities due to behavior.

Due Date Completed at time of inspection
Violation Level Class 1

DCF Statement
EMPLOYEE DISCIPLINARY ACTION FORM

Employee: Petrina Jones
Date of Warning: 5/25/15

Department: Dubert Daycare Center
Supervisor: Mr. Carly

TYPE OF VIOLATION:

☑ Carelessness ☐ Disobedience ☐ Work Quality

☑ Tardiness ☐ Safety ☐ Other

EMPLOYER STATEMENT

Per DCF observation, the employee did not properly discipline student & almost caused student to not eat lunch & separated the child inappropriately - see attached.

EMPLOYEE STATEMENT

She said lunch was not yet served to her group (I confirmed this).

WARNING DECISION


Take class by 7/31/15 (Challenging Behaviors Awareness & Prevention)

Approved by: Mr. Carly
Name: Director
Title: 5/25/15
Date

List All Previous Warnings (when warned and by whom):

Previous Warning: 1st Warning
Date
Verbal
Written

Previous Warning: 2nd Warning
Date
Verbal
Written

Previous Warning: 3rd Warning
Date
Verbal
Written

I have read this "warning decision". I understand it and have received a copy of the same.

Employee Signature: 6/11/15
Date

Signature of person who prepared warning: 5/27/15
Date

COPY DISTRIBUTION

☐ Employee ☐ HR Dept ☐ Supervisor
To Whom it may concern

On the day that (DCF) was here sometime in May 2015 there was an incident where I removed a child from the group because of disruptive behavior. Upon (DCF) visit the child was was hitting and kicking the other children while I was trying to teach class. I attempted to talk to the child but the child ignored me and continued to be disruptive until I had to remove the child from the group.

Peter Jones
Parent Handbook

#2a
I have received the Duhart’s Daycare Center, Inc. Parent Handbook and Handouts.

PARENT INITIALS HERE

Waiver ______ page 1
Insurance ______ page 2
Religion ______ page 3
Payments and other cost ______ page 4
Enrollments, Confidentiality, Supplies ______ page 5
Holidays, Vacations, Alternate care ______ page 6
Under the influence & Termination ______ page 7
Nutrition, Naps & SIDS ______ page 8
Daily schedule & Activities ______ page 9
Illness Guidelines ______ page 10
Medications ______ page 11
Discipline & Positive Guidance Techniques ______ page 12
HANDOUTS:
Rate Sheet ______ Emergency Plans ______ 2015/16 Calendar ______

This is to verify that I have read Duhart’s Daycare Center, Inc. Parent Handbook and Handouts. I agree to comply with the policies outlined in the parent handbook.

SIGNED: ___________________________________ DATED: ____________

SIGNED: ___________________________________ DATED: ____________

Thank you,

DUHART’S DAYCARE CENTER, INC. DAYCARE PROVIDER: ___________________________ DATED ____________
TABLE OF CONTENTS

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WELCOME

Welcome to Duhart's Daycare Center, Inc. Daycare. We are licensed by the State of Florida, Department of Children & Families, licensed to serve 105 children from the ages of 4 weeks to 12 years at any given time.

WAIVER

"Lack of enforcement of a certain policy at any time does not indicate that the particular policy is no longer in effect". If we do not exercise a right that is provided by this agreement that does not mean that we have given up that right. And failure to enforce one or more terms of the contract does not waive the right to enforce any other terms of the contract. Duhart's Daycare Center, Inc. reserves the right to make any policy or financial changes at any time when it is in the best interest of the daycare and will not compromise the quality of the children's care. Any changes will be given a two-week notice.

DISCLAIMER

NO enrolled child or their family will be discriminated against on the basis of Age, Race, Color, Sex, Creed, Handicap, National Origin or Ancestry.

OPEN DOOR POLICY

We carry an open door policy – you may stop by at any time to observe your child. Unless there is a court order in place, then access would be restricted. Just remember that visitors have an impact on the child’s behavior and they may “act up” while you are here. Also if your child is having separation problems, it might make it difficult for them when you leave.

INSURANCE

We carry daycare liability insurance.

OUR PHILOSOPHY

We believe that self-esteem is the critical component to optimal growth in your children. In order for a child to develop high self-esteem, we focus on developing the socialization and self-help skills needed to succeed in other areas of development. Just how well children learn to get along with others depends, to a large extent, on how they feel about themselves. If the adults who care for them have helped them to feel they are valued and competent, children are likely to be relaxed and friendly with others. Play is the way children learn about their world, themselves, and others, and the way they develop the skills and knowledge they will need to succeed in their lives. All children learn and grow in their own special way.

“Kids will be kids, and to be a kid they have to play, to play they sometimes get dirty, when they get dirty it means they are having fun, and when they have fun I have done my job!” – Christie
MISSION STATEMENT

Duhart’s Daycare Center, Inc. is committed to providing your child with quality care by encouraging each child to express themselves through language, art, music, and physical activity. With the emphasis on learning through play, they are building socialization and self-help skills that build up their self-esteem, which is needed to succeed in all areas of life.

OUR VISION

Every child/family that comes through our doors will be treated with love and respect so that when they leave here they will be able to pass on the love and respect to others that they were shown.

RELIGIOUS PRACTICES

We sing songs about Jesus and the Bible, read Bible stories, and even pray for boo boo’s as needed. We also say grace before we eat. If you have any objections to your child participating in any religious activities, please let us know so that other arrangements can be made for your child during this time.

HOURS OF OPERATION

Our hours of operation are from 6:00 am to 6:00 pm, Monday thru Friday, January thru December, with two weeks unpaid vacation. Please respect our valued family time and pick up prior to closing.

RATES

See attached rate sheet, increases will be made and families notified in a timely manner.

PAYMENTS

Checks, cash or automatic deposits from your bank, will be acceptable methods of payment. If return checks become a problem then I will require cash payments thereafter. Payments are all on a prepaid basis; and due every Friday by 12:00 noon. Anything past that time will be considered late, including weekends, and holidays. All payments are appreciated prior to you or I going on vacation, or a holiday, postdating a check is fine. In the event of illness, payment is due when daycare continues.

ADDITIONAL COST TO YOU

Library books: if they become lost, torn, or destroyed, beyond repair, while you have them checked out, you will be responsible for the replacement cost or one similar to it. Anything broken as a direct result of child misbehaving the parents will pay full replacement costs of the item(s).

Small claims court fees, my lawyer fees, and any other miscellaneous fees, will be charged to your account if we have to settle a payment dispute this way. This also includes all
applicable late charges.

**HOLDING FEES**

An optional holding fee of $150 per month may be required (not more than 3 months) to hold a slot for your child to attend. You then have the OPTION of bringing your child to daycare for 2 days per week without additional payments. This will be based on space available only. This is a nonrefundable payment.

**TAXES**

A W-10 form will be given to you by January 31.

**ENROLLMENTS**

Enrollments are based on space available. The following forms will need to be returned prior to the first day of attendance or brought with you on the first day.

1. Enrollment form – pink
2. Health History – Golden rod
3. Immunization form – green
4. Parent & Provider Contract signed and dated – after 2 week trial period
5. Verification of policy handbook initialed and dated – purple
6. Transportation authorization – orange
7. Intake for child under 2 years of age – white
8. WECA food program enrollment form – red 2 part
9. Enrollment fee due with packet,
10. 2 week’s payment due prior to child starting. (first and last week)
11. Health check form (signed by child’s doctor) – yellow (30 days to return)

There is a two-week trial period for each family. Either party may terminate this agreement within this period, via phone, in person, or letter, with or without cause. NO REFUNDS will be given during this time. After the initial trial period a 2 week written notice with pay will be required to terminate care.

**CONFIDENTIALITY**

All of the above information will be kept confidential and will only be released to authorized persons such as but not limited to: State licenser, police department, Health and Social services, and my backup provider.

**TRANSPORTATION/FIELD TRIPS**

By signing the contract and enrollment form you are giving your child permission to be transported as needed in case of an emergency only and allowing them to participate in all activities at the daycare whether on or off premises.

**SUPPLIED BY THE PARENTS**
Breast milk, formula, bottles, diapers, pull ups, pack n play, small blanket, & pacifiers are to be supplied by the parents. Weather appropriate attire shall be kept at the daycare as needed: swim suit, light jacket, snow gear-hat, boots, mittens, snow pants and heavy jacket.

**HOLIDAYS & VACATIONS**

Duhart’s Daycare Center, Inc. Daycare will be closed and paid for all major Holidays & the Friday after Thanksgiving. If these fall on a weekend we will take Monday or Friday off instead. Duhart’s Daycare Center, Inc. Daycare will take 2 weeks unpaid vacation per year, and other days off will be needed for illnesses, family emergencies or even a personal day, these will also be paid days. You will never pay for more than 50 weeks per year, usually will be less, as I take some days off without pay too!

The operating expenses of Duhart’s Daycare Center, Inc. Daycare are the same whether you bring your child or not. Therefore no deductions in the weekly fee will be made. We reserve the right to consider a discount or rate adjustment made to your account for certain family emergencies or illnesses involving either party.

**ALTERNATE CARE**

In the event that daycare is closed it will be your responsibility to find alternate care. It is also a good idea to have alternate care for your child in case they are too ill and cannot attend daycare.

**ARRIVALS AND DEPARTURES**

Duhart’s Daycare Center, Inc. Daycare assumes full responsibility for your child once they are dropped off and signed in until they are signed out. So please make sure that we are aware that your child is being dropped off or picked up. Do not just leave without someone acknowledging you. Please call us if your child will be late or not attending for that day, otherwise we will call you within one hour of your regular drop off time. We will keep a log of the calls we have to make to you and if this becomes a problem it will result in termination.

Children should arrive at daycare with clean clothes (not pajamas), diapers, hair, face & hands, including fingernails cut, and ready for the day. When dropping off or picking up children, remember to sign them in or out in the Black Book, and put their belongings away.

We cannot release your child to anyone NOT listed on the enrollment form without prior approval from you. You need to let me know if someone other than you will be picking them up, and they need to have a PICTURE ID with them.

**UNDER THE INFLUENCE OF DRUGS/ALCOHOL**

If you or any other person appears to be under the influence of alcohol or drugs at the time of pick-up, you will be asked to have someone come and get you and your child. If you refuse a ride and leave with your child, we will notify the police department and child protection services with all information required.
COMMUNICATION

Each month you will be sent via email a newsletter and calendar. Each week a menu and our activities/songs/finger plays will be sent by email as well. A daily report is emailed during nap time to let you know what we have done for the day. Please check your email often for these items. If you don’t have access to a computer please let me know, and we will print off what you need. If you need to call me, please keep in mind that the children are our top priority and you might get the answering machine, we will return your call as soon as possible.

Conference can be scheduled at any time by either the parent or provider. Also I can be reached in the evenings or on my cell phone if you need to discuss something with me. Keeping the lines of communication open between us is in the best interest of your child. Letting each other know important information about your child and family is essential to us providing the best possible care for them.

TERMINATION

Duhart’s Daycare Center, Inc. Daycare requires a 2-week written notice prior to termination. At this time your last 2-weeks payment will be due whether your child attends or not. Terminations will not be accepted during a family or providers vacation time. We also reserve the right to terminate immediately or at any time for, but not limited to:
1. Failure to pay fees on time
2. Failure to comply with policies
3. Failure to attend regular hours as scheduled per signed contract
4. Lack of parental cooperation, communication, or respect for my business or my family.
We will work with you and your child as much as possible but ultimately we cannot put our business, the other children in our care, or our family in a compromising situation.

NUTRITION

Food for the children in daycare is more than just balanced meals and nutritious snacks; it is a vital part of each day. This is a great time for learning manners, socializing with other children, and talking about the day. Each meal served will meet 1/3 of the nutritional requirements, and snacks will include 2 items from the 4 food groups. We participate in the Florida food program. Weekly menus are on posted on the refrigerator.

We serve two meals and one snack a day therefore; there is NO need to bring food with your child to daycare. If your child has any food allergies PLEASE make sure to put this on their enrollment form and bring substitute foods needed for them. A doctor’s note must be signed and kept on file.

EATING SCHEDULE
Breakfast is served from 7:00 am to 7:45 am.
Lunch is served from 11:30 am to 12:15 pm
PM snack is served from 3:00 pm to 3:30 pm
(After school children will be fed when they arrive.)

**NAPPING/REST TIME**

It is required that all children under the age of 5 and in care for more than 4 hours have a rest time. We will provide children over the age of 2 with a cot and cover for naps; under the age of 2 you will need to provide a playpen. A non-school age child can bring a small blanket or stuffed animal from home to have at naptime. Children that are not sleeping after ½ hour rest can get up to have quiet play, like books, puzzles, coloring, etc. If your child falls asleep they will be allowed to sleep for the entire nap time.

**SIDS**

In order to reduce the risk of **SIDS** the following rules will be applied:
1. All infants under one year of age will be placed on their backs to sleep.
2. NO Pillows or comforters. Only a thin receiving blanket will be used, the infant will be placed at the foot of the playpen with the blanket tucked into the mattress and reaching only as far as their chest.
3. The infant’s head shall remain uncovered at all times
4. When an infant can roll over from back to belly, they will be put down on their backs. but will be allowed to adopt whatever sleeps position they prefer.
5. If your child is asleep when arriving I will arouse them a bit.
IF you have any questions about this or need further information please ask me or call the SIDS alliance at 1-800-221-SIDS or Back to sleep campaign at 1-800-505-CRIB.

**SCHEDULE**

Children need a simple routine to follow. This helps them learn and anticipate what comes next. This is subject to change from day to day depending on the children’s interest and of course the weather.

**7:00 – 7:45 BREAKFAST**
8:00 – 9:00 Free Play ~ and Individual Skill Time
9:00- 9:30 Circle time: calendar, shapes, colors, a short story, music, etc..
9:30 – 10:00 Individual Skill Time
10:00 – 11:00 Outdoor play weather permitting or learning centers & craft time
11:00-11:30 Quiet play – puzzles, books, and file folder games, etc.
**11:30 – 12:15 LUNCH**
12:00 – 12:30 Clean up, brush teeth, potty & diaper changes
12:30 - 2:30 **REST TIME-NO drop offs or pickups during this time please**
2:30- 3:00 Wash up for snacks, quiet play
**3:00 – 3:30 SNACK**
3:30 – 4:30 Outdoor play, large group activities, clean up children for pick up
4:30 – 5:00 Individual quiet play/activities, playdoh, file folder games, etc.
5:00 – 6:00 Story Time and Circle Time (parents’ pick up time)
Please make sure your child is dropped off and picked by your contracted time. We plan our day/activities according to the children that will be here. If you are going to be more than 30 minutes late, please call. Otherwise, we may be gone from the daycare premises (field trip) assuming your child is not coming that day.

**DAILY ACTIVITIES**

Our day will consist of one or more of the following: Use and develop of language skills, use of large and small muscles, use of materials that encourage creativity and imaginary play, daily indoor and outdoor activities pending the weather, active and quiet play, individual and group activities. This will all help in learning new ideas and skills, be exposed to a variety of cultures, and protect them from excess fatigue and over stimulation.

The Value of Play: Play is learning for life. Almost everything that children learn during their first six years is learned through play, and they work very hard at it! From the time they are born, without anyone telling them how, children stretch, pull, push, and move from place to place. Play develops children's skills, teaches them to relate to their peers, and develop their own personality. Children have a profound need to play, climb, and run, use their Imagination, test themselves and challenge others, and above all to enjoy themselves.

**POTTY TRAINING**

We require pull-ups to start potty training with for sanitary reasons. Then after 2 full weeks of being accident free and can tell me they have to go they may try regular underpants. Please make sure they have enough change of clothing here during this time. Also make sure they are wearing clothes that are easily pulled up and down. No overalls, belts, onesies, zippers.

**ILLNESS GUIDELINES**

Promoting good health and safety is a goal at daycare. To prevent the spread of childhood diseases and illness, please do not bring your child that is ill to the daycare. Each child is required BY STATE to have on file a health statement signed by a doctor, and immunizations all updated. I require children have all immunizations to attend here. If your child comes down with a communicable disease you need to notify me right away, and in turn I must notify other parents and the Miami-Dade County Health Department. Children with a contagious illness will not be allowed in daycare until they are properly medicated. A child must be on the antibiotic 24 hours before returning to the daycare.

Duhart’s Daycare Center, Inc. Daycare will exclude any child who exhibits any of the following:
1. Fever of 100 degrees or higher. (Needs to be fever free for 24 hours) WITHOUT THE USE OF A FEVER REDUCING MEDICINE
2. Diarrhea (2 or more stools while here that differ from normal bm) *
3. Vomiting (2 or more times during the day) *
4. Draining rash anywhere on the body – must be gone before returning
5. Eye discharge – Pink eye or from a cold- must be gone before returning
6. Lice or nits – can return only after being free of them for 24 hours *
DUHART’S DAYCARE CENTER, INC.

7. Communicable disease: chicken pox, measles, etc. must be gone before returning to daycare
8. Consistent complaints of ear, stomach or headaches, or other pain
9. Any color of nasal discharge, it must be clear before returning to daycare
   unless it is a severe clear runny nose, then they need to remain home until it
   becomes a mild runny nose – wiping it less than every 15 minutes or so.
10. Severe coughing- congested, with phlegm, gets red in the face, gags, throws
    up, or high pitched whooping or croup sounds – must be mild before returning
    to daycare.

Even a child that is too tired to participate in normal daily activities or requiring more attention
than usual should be kept at home. Example, excessive runny nose: I would have to be constantly
wiping the nose, washing my hands and the child’s hands, and any toys they may have touched as
well. This is taking more time than usual and away from our daily activities and the other children.
Please call ahead if you are unsure on whether to bring your child here, let me be the one to decide.
• Before returning your child to daycare they MUST BE free of all symptoms for 24 hours
  from the last onset of symptom.

MEDICATIONS

Before we can administer any prescription or non-prescription medications to your child, you will
need to do the following:

1. Keep them home for 24 hours after the first dose – for possible allergic reactions
2. Sign a BLUE Medication Authorization Form
   All medications must be brought in the original container with the following information on the
   label: Child’s name, Prescription name, Doctors name, dosage, Pharmacy name and
   phone number, Instructions for administering, & dates the medication is to be used for.
Non prescribed medications may include but are not limited to:
1. Antihistamines,
2. NON-aspirin fever reducing/pain reliever
3. Decongestants
4. Anti-itching ointment or lotions
5. Diaper rash ointments or lotions
6. Sun screen
7. Cough syrup
8. Teething gels
9. Insect repellant

These must be sent in original containers. If any of them will be taken differently than indicated
on the labels or for more than 5 days, we will need a note from the physician. If you fail to bring
your child’s prescribed medication to daycare you will be asked to go home and get it, or take the
child home and give them the required dosage.

We have a medication log that you can review at any time to see when your child was given his/her
medications. Plus a note giving the times and dosage administered at daycare will be on our daily
reports. If a child will be on long terms meds, or as needed medications like asthma inhalers, a
note from your doctor will be required to put in our files. Medications that are not being used must be sent back home. Only asthma type medications can be kept here to be used when needed.

**DISCIPLINE & GUIDANCE**

**DISCIPLINE**

We believe discipline should be used to teach a child. The children are explained the rules of the child care home frequently so that all know the guidelines. Once a child understands the rules and obeys them, the following techniques are used and as a last resort a conference will be called with the parents. If problems cannot be resolved, arrangements will have to be made for the child to go elsewhere for care.

**POSITIVE GUIDANCE TECHNIQUES**

1. **Ignoring:** Some negative behavior is produced by a child to get attention. It can be stopped when it does not get the attention desired. We will use this technique unless a safety issue is involved.
2. **Redirection:** We offer alternatives to children engaged in undesirable behavior by presenting a different toy or activity.
3. **Verbal Intervention:** We explain to the child the inappropriate behavior and show him/her the appropriate way to handle the situation with words.
4. **Logical Consequences:** We help the child understand the logical consequence of his/her actions by removing the object or activity in which the child is engaged.
5. **Take a Break:** The child is separated from the group to allow him/her to relax and calm down, and to help him/her not to be influenced by peers. The child will have access to limited activities and be closely monitored. The child may return to the group as soon as the negative behavior stops or is significantly reduced. If Take a Break occurs constantly or not working child’s parent will be asked to come and pick up the child.

Giving positive verbal rewards encourages acceptable behavior. This reinforces a child’s good feeling about his/her behavior and serves as an example to the children to act in such a way as to receive the praise. Asking a child to stop and think about their behavior enables the child to work at self-control.

**NO CHILD UNDER THE AGE OF 3, MAY BE IN A “TIME OUT, or over a 5 minute maximum time frame. Punishment that is humiliating or frightening to a child, such as hitting, spanking, shaking, verbal or sexual abuse, withholding or forcing food or punishments for lapses in toilet training and other forms of physical punishment is PROHIBITED.**
PROVIDER NON-COMPLIANCE

Provider Relationship
Manager: Le Chau
Date: 7/27/15

Provider Facility Name: Room 2 Bloom LLC 2

Provider is interested in the marked programs:

SR  VPK  SVPK
X    X     

Is this center a result from a change of ownership?
YES  NO x

Does the current owner own any other centers?
YES x  NO

Snow White Preschool and Child Care Center II

2014-2015 Contract
- Certified SR contracts for 1213, 1314 and 1415.
- Certified for VPK 1314, and 1415.
- 1 Class 1 Violation (Std 5-Inadequate Supervision on 2/13/15).
- Reimbursement (SR, VPK, Pilot) for Fiscal 1415 = $183,485.96

2015-2016 Contract
Certified for SR 1516. No VPK 1516.
Child Care Facility Information
Name: Room 2 Bloom   ID Number: C11MD2235
Address: 1910 N.W. 95 Street  City: Miami  State: FL  Zip Code: 33147-
Phone Number: (305) 693-7171  Capacity: 45
Owner/Director/Staff Responsible: Olga Jackson

Inspection Information
Type: Complaint  Date: 02/13/2015  Arrival/Departure Time: 05:58 PM to 07:30 PM
Staff Present: 3  Children Present: 5

<table>
<thead>
<tr>
<th>INSPECTION CHECKLIST</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>GENERAL REQUIREMENTS</strong></td>
</tr>
<tr>
<td>01. License Displayed/Citation Posted/Advertising ss. 402.3125, 402.318, F.S.</td>
</tr>
<tr>
<td>02. Licensed Capacity ss. 402.305(6), rule 65C-22.002(3), F.A.C.</td>
</tr>
<tr>
<td><strong>Non-Compliance Description</strong></td>
</tr>
<tr>
<td>02-01 The facility is licensed to serve [45] children. A total of [67] children were counted at the center and/or were on a field trip.</td>
</tr>
<tr>
<td><strong>Comments</strong></td>
</tr>
<tr>
<td>The sign in and out log revealed 67 children present the day of the incident.</td>
</tr>
<tr>
<td><strong>Due Date</strong> Completed at time of inspection</td>
</tr>
<tr>
<td>03. Minimum Age Requirements ss. 402.305(2), F.S. &amp; rule 65C-22.001(3), F.A.C.</td>
</tr>
<tr>
<td>04. Ratio Sufficient ss. 402.305(4), F.S. &amp; rule 65C-22.001(4), F.A.C.</td>
</tr>
<tr>
<td><strong>Compliance Comments</strong></td>
</tr>
<tr>
<td>This standard was in compliance at time of inspection.</td>
</tr>
<tr>
<td>05. Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) &amp; 65C-22.007 (2), F.A.C.</td>
</tr>
<tr>
<td><strong>Non-Compliance Description</strong></td>
</tr>
<tr>
<td>05-07 A child was not adequately supervised and left the facility premises without the knowledge or awareness of staff.</td>
</tr>
<tr>
<td><strong>Comments</strong></td>
</tr>
<tr>
<td>Video for 2/10/15 revealed that K.S. opened the door of the facility and walked into the parking lot without staff awareness. Another parent brought the child back into the school.</td>
</tr>
<tr>
<td><strong>Due Date</strong> Completed at time of inspection</td>
</tr>
<tr>
<td>06. Driver's License, Physician Certification &amp; First Aid/CPR Training rule 65C-22.001(6) 65C-22.006(4), F.A.C.</td>
</tr>
<tr>
<td>07. Vehicle Insurance and Inspection ss. 402.305(10), F.S. &amp; rule 65C-22.001(6) F.A.C.</td>
</tr>
<tr>
<td>08. Seat Belts/Child Restraints ss. 402.305(10), F.S. &amp; rule 65C-22.001(6), F.A.C.</td>
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<td>09.</td>
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<td>10.</td>
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<td>11.</td>
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<td>12.</td>
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<tr>
<td>13.</td>
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</tbody>
</table>

**PHYSICAL ENVIRONMENT**

<p>| 14. | Facility Environment rule 65C-22.002(1), 65C-22.002(7) - (9), F.A.C. | Compliance |
| 17. | Lighting rule 65C-22.002(2), F.A.C. | Not Monitored |
| 18. | Temperature and Ventilation rule 65C-22.002(2), F.A.C. | Not Monitored |
| 19. | Indoor Floor Space ss. 402.305(6)F.S., rule 65C-22.002(3), 65C-22.007(3)(a), 65C-22.008(3) F.A.C. | Not Monitored |</p>
<table>
<thead>
<tr>
<th></th>
<th>Fencing rule 65C-22.002(4), F.A.C.</th>
<th>Not Monitored</th>
</tr>
</thead>
<tbody>
<tr>
<td>23.</td>
<td>Bedding and Linens rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>25.</td>
<td>Exit Area Clear rule 65C-22.002(5) and (7), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>27.</td>
<td>Toilets and Sinks rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>28.</td>
<td>Potty Chairs rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>29.</td>
<td>Bath Facilities and Supervision rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>30.</td>
<td>Bathroom Supplies and Equipment rule 65C-22.002(6), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>31.</td>
<td>Operable Phone rule 65C-22.002(7), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>32.</td>
<td>Fire Drills &amp; Emergency Preparedness rule 65C-22.002(7) F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>33.</td>
<td>Food Preparation Area 65C-22.002(8), F.A.C.</td>
<td>Not Monitored</td>
</tr>
<tr>
<td>34.</td>
<td>Health and Sanitation rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td>36. <strong>Drinking Water Available</strong> rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>37. <strong>Sanitary Diapering</strong> rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>38. <strong>Diaper Disposal</strong> rule 65C-22.002(10), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>39. <strong>Indoor Equipment</strong> rule 65C-22.002(11), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>40. <strong>Outdoor Equipment</strong> rule 65C-22.002(11), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td><strong>TRAINING</strong></td>
<td></td>
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</tr>
<tr>
<td>41. <strong>Training Requirements</strong> ss. 402.305(2) - (3), F.S. &amp; rule 65C-22.003(2) – (3), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>42. <strong>10-Hour In-Service</strong> rule 65C-22.003(6), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>43. <strong>Credentialed Staff</strong> ss.402.305(3), F.S. &amp; rule 65C-22.003(7)-(8), F.A.C.</td>
<td>Not Monitored</td>
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<tr>
<td><strong>HEALTH REQUIREMENTS</strong></td>
<td></td>
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</tr>
<tr>
<td>44. <strong>Communicable Disease Control</strong> rule 65C-22.004(1), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>45. <strong>First Aid Requirements</strong> rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>46. <strong>CPR Requirements</strong> rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>47. <strong>Emergency Telephone Numbers</strong> rule 65C-22.004(2), F.A.C.</td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td>Rule Description</td>
<td>Noncompliance/Non-Monitored</td>
<td></td>
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<tr>
<td>---------------------------------------------------------------------------------</td>
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<td></td>
</tr>
<tr>
<td><strong>48. Accident/Incident Notification and Documentation rule 65C-22.004(2), F.A.C.</strong></td>
<td>Noncompliance</td>
<td></td>
</tr>
<tr>
<td><strong>Non-Compliance Description</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>48-02 The facility failed to provide the custodial parent or legal guardian written documentation of an accident or incident on the day that it occurred.</td>
<td></td>
<td></td>
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<tr>
<td><strong>Comments</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>The incident report was received on 2/19/15.</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Due Date</strong></td>
<td>Completed at time of inspection</td>
<td></td>
</tr>
<tr>
<td><strong>Violation Level</strong></td>
<td>Class 3 - Technical Support</td>
<td></td>
</tr>
<tr>
<td><strong>49. Medication rule 65C-22.004(3), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>50. Meals and Snacks rule 65C-22.005(1), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>51. Meal and Snack Menus rule 65C-22.005(1), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>52. Food Service rule 65C-22.005(3), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>53. Bottles Sanitary and Labeled rule 65C-22.005(2), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>54. Catered Food and Food Provided by Parents 65C-22.005(1), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>55. Single Service Items rule 65C-22.0011(8), 65C-22.002(10), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>56. Records ss. 402.3054(2), F.S., rule 65C-22.006(3)(c)5., F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>57. Children’s Health/Immunization and Records ss. 402.305(9), F.S. &amp; rule 65C-22.006(2) - (3) F.A.C.</strong></td>
<td>Not Monitored</td>
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<tr>
<td><strong>60. Background Screening Documents ss. 402.3054, F.S. &amp; rule 65C-22.006(4), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>61. Daily Attendance rule 65C-22.001(10) &amp; rule 65C-22.006(5), F.A.C.</strong></td>
<td>Noncompliance</td>
<td></td>
</tr>
<tr>
<td><strong>Non-Compliance Description</strong></td>
<td>61-02 Attendance records did not include the time of each child's arrival and departure.</td>
<td></td>
</tr>
<tr>
<td><strong>Comments</strong></td>
<td>Per supervisor due date was changed</td>
<td></td>
</tr>
<tr>
<td><strong>Due Date</strong></td>
<td>03/30/2015</td>
<td></td>
</tr>
<tr>
<td><strong>Violation Level</strong></td>
<td>Class 3</td>
<td></td>
</tr>
<tr>
<td><strong>62. Emergency Plan/Posted rule 65C-22.002(7), F.A.C.</strong></td>
<td>Not Monitored</td>
<td></td>
</tr>
<tr>
<td><strong>ENFORCEMENT</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>63. Access/Child Abuse or Neglect/Misrepresentation ss. 402.311, 402.319, F.S. &amp; rule 65C-22.001(9),(11), F.A.C.</strong></td>
<td>Compliance</td>
<td></td>
</tr>
</tbody>
</table>

**Received by:** Olga Jackson  
**Date:** 02/13/2015  
**Inspected by:** Regina Tracey-McLean  
**Date:** 02/13/2015
Notice of Corrective Action for Non-Compliance
School Readiness Provider Agreement (FY 2015/2016)

Date: August 4, 2015

To: Room 2 Bloom LLC 2
Sheila Dudley
1910 NW 95th St.
Miami, FL 33147

From: Executive Leadership Team

Subject: Non-compliance with General Health and Safety Requirements
School Readiness Provider Contract (FY 2015 – 2016)
DCF Licensing Violations

Dear Provider,

Pursuant to Section 11 of your School Readiness Provider Contract ("SR Contract") - **General Health and Safety**: Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Within the last 12 months, your facility received DCF licensing violations (listed below) that posed a threat to the health, safety or welfare of the children in your care.

1. **Violation Class I, Standard 05, Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) & 65C-22.007 (2), F.A.C., 02/13/2015.**
   
   **Violation description:** A child was not adequately supervised and left the facility premises without the knowledge or awareness of staff.

The Coalition is requiring corrective action for each of the violation(s) listed in the table below. If the corrective action has already been corrected, please provide proof that the non-compliance/violation was corrected or will be corrected within ten (10) business days of the date of this letter.

Please also read, sign/date, and return the Provider Acknowledgement and Understanding to your Provider Relationship Manager within ten (10) business days from the date of this letter.

Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the determination as described in your SR contract in Section 64 and in Exhibit 5: Due Process Procedure. You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for us to receive your request is **Tuesday, August 11, 2015**.

The Request for a review hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.
If you have any questions related to the SR Contract, please contact your provider relationship manager:

Le Chau
Provider Relationship Manager
lchau@elcmdm.org
Phone number: 305-646-7220, ext. 377
Early Learning Coalition of Miami-Dade/Monroe

Notice of Corrective Action for Non-Compliance with the School Readiness Provider Agreement
Non-compliance with General Health and Safety for DCF Licensing Violations

Provider Acknowledgement and Understanding

I, ________________, director of Room 2 Bloom LLC 2 (C11MD2235) understand that the DCF licensing violations listed in this notice pose a threat to the health, safety and welfare of the children in my care. For the next six (6) months, I agree to not receive any other DCF licensing violations that pose a threat to the health, safety and welfare of the children in my care.

CORRECTIVE ACTION PLAN

<table>
<thead>
<tr>
<th>Violation Class and Standard</th>
<th>Description of Corrective Action Taken/Completion Date or Description of Corrective Action Plan</th>
<th>Responsible Party (ies) for Corrective Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>Violation Class 1, Standard 05, Supervision rule, 02/13/2015.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I hereby acknowledge and understand that the Coalition may terminate this Contract and revoke the facility’s eligibility to provide School Readiness services for a period of 5 years if the facility is found to be in violation of DCF licensing standards that pose a threat to the general health, safety and welfare of the children cared for at Room 2 Bloom LLC 2 (C11MD2235).

__________________________
Print Name and Signature

__________________________
Date
Notice of Corrective Action for Non-Compliance
School Readiness Provider Agreement (FY 2015/2016)

Date: August 4, 2015

To: Room 2 Bloom LLC 2
    Sheila Dudley
    1910 NW 95th St.
    Miami, FL 33147

From: Executive Leadership Team

Subject: Non-compliance with General Health and Safety Requirements
School Readiness Provider Contract (FY 2015 – 2016)
DCF Licensing Violations

Dear Provider,

Pursuant to Section 11 of your School Readiness Provider Contract ("SR Contract") - General Health and Safety: Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Within the last 12 months, your facility received DCF licensing violations (listed below) that posed a threat to the health, safety or welfare of the children in your care.

1. Violation Class 1, Standard 05, Supervision rule 65C-22.001(5), 65C-22.001(6), 65C-22.002(4) & 65C-22.007(2), F.A.C., 02/13/2015.
   Violation description: A child was not adequately supervised and left the facility premises without the knowledge or awareness of staff.

The Coalition is requiring corrective action for each of the violation(s) listed in the table below. If the corrective action has already been corrected, please provide proof that the non-compliance/violation was corrected or will be corrected within ten (10) business days of the date of this letter.

Please also read, sign/date, and return the Provider Acknowledgement and Understanding to your Provider Relationship Manager within ten (10) business days from the date of this letter.

Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the determination as described in your SR contract in Section 64 and in Exhibit 5: Due Process Procedure. You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for us to receive your request is Tuesday, August 11, 2015.

The Request for a review hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.
If you have any questions related to the SR Contract, please contact your provider relationship manager:

Le Chau
Provider Relationship Manager
lchau@elcmdm.org
Phone number: 305-646-7220, ext. 377
Early Learning Coalition of Miami-Dade/Monroe

**Notice of Corrective Action for Non-Compliance with the School Readiness Provider Agreement**
**Non-compliance with General Health and Safety for DCF Licensing Violations**

**Provider Acknowledgement and Understanding**

I, Shelia Dudley, Director of Room 2 Bloom LLC 2 (C11MD2235) understand that the DCF licensing violations listed in this notice pose a threat to the health, safety and welfare of the children in my care. For the next six (6) months, I agree to not receive any other DCF licensing violations that pose a threat to the health, safety and welfare of the children in my care.

**CORRECTIVE ACTION PLAN**

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<td>Violation Class 1, Standard 05, Supervision rule, 02/13/2015.</td>
<td>See Attached</td>
<td></td>
</tr>
<tr>
<td>Total Package = 15 pages</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I hereby acknowledge and understand that the Coalition may terminate this Contract and revoke the facility’s eligibility to provide School Readiness services for a period of 5 years if the facility is found to be in violation of DCF licensing standards that pose a threat to the general health, safety and welfare of the children cared for at Room 2 Bloom LLC 2 (C11MD2235).

[Signature]
Print Name and Signature

[Signature]
Date 8/10/2015
## Provider Acknowledgement and Understanding

**Corrective Action Plan**

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<th>Responsible Party (ies) for Corrective Action</th>
</tr>
</thead>
</table>
| Violation Class 1, Standard 05, Supervision rule, 02/13/2015 | **Physical Corrective Action:**  
"Retention" walls with locking gates, were constructed which eliminated a child's ability to get to the front door. In an abundance of caution, we also installed locking gates to the infants’ room to assure that infants can’t leave the room without adult supervision. Cameras are installed and capture most areas of the school and parking lot. (Pictures Attached) Completed February 20, 2015  

**Procedural Corrective Action:**  
Parents remain in the enclosed area between the front door and locked gate. Each child is brought individually and handed individually to their parents. Previously, parents were allowed to walk in, mingle, talk, etc. which created an environment of confusion as to who was with whom. Implemented February 20, 2015  

**Training Corrective Action:**  
All staff at this location (and all of our other location) received training on "The Safety and Supervision of Children" conducted by The Department of Children and Families. Conducted May 16, 2015  

**NOTE:** This incident occurred on 2/13/2015. Six months from that date is 8/13/2015 without a violation. | Shelia Dudley and Emounte Banks, Owners are responsible parties for all actions. |

**Print Name:** Shelia Dudley  
**Signature:** Shelia Dudley  
**Date:** 8/10/2015
Good afternoon, Ms. Chau -

Our camera system is not monitored by a security company. We own the cameras and as you can see if you enlarge the pictures that I submitted that the current date is shown on the monitors. The cameras are active and working properly. I do not have additional documentation to submit in this regard.

Thank you,

Shelia Dudley

Visit our website:
http://www.room2bloomedu.com/

Like us on Facebook:
https://www.facebook.com/pages/Room-2-Bloom-Educational-Center/202992046488973

On Mon, Aug 17, 2015 at 12:32 PM, Le Chau <LChau@elcmdm.org> wrote:

Good afternoon Ms. Dudley,

I wanted to follow up on the below email to see if you will be providing any documentation of a billing statement from a security company for the cameras that were installed. If so, please reply all to include Natalie Cabrera in your response as I will be out of the office next week, and Natalie will be attending the hearing in my place. Thank you.

Le Chau, Provider Relationship Manager

lchau@elcmdm.org | tel: 305.646.7220 x377
From: Le Chau  
Sent: Sunday, August 09, 2015 11:39 PM  
To: 'Room 2 Bloom' <shelia.room2bloom@gmail.com>; RequestReview <RequestReview@elcmdm.org>  
Cc: Emounte Banks <emounte.room2bloom@gmail.com>  
Subject: RE: Room2Bloom LLC2 - Request for Review Hearing - Email 3 of 3

Hi Ms. Dudley,

Thank you for submitting the documents and photos. As discussed during our phone call, I also requested for a copy of your billing statement with the security company. Please submit that as well, thank you.

Le Chau, Contracts Manager

lchau@elcmdm.org | tel: 305.646.7220 x377
Per my conversation with Ms. Chau on August 7, 2015 and the instructions in the Notice of Corrective Action for Non-Compliance letter dated August 4, 2015, we are requesting a Review Hearing.

Supporting documentation will be included with this email and two subsequent emails. Because there are so many attachments, I wanted to make sure that the files were not too large and block the email from going through.

Email 1
Signed Corrective Action Plan and Health & Safety Training Certificates

Email 2
Pictures of Camera System

Email 3
Pictures of Walls and Gates installed.

Shelia Dudley

Visit our website:
http://www.room2bloomedu.com/

Like us on Facebook:
https://www.facebook.com/pages/Room-2-Bloom-Educational-Center/202992046488973
Certificate of Completion

This award is to certify that Ms. Shaurie L. Jackson has completed the 3-hour workshop "The Safety and Supervision of Children" on this 16th day of May, Two-Thousand and fifteen.

Omarui Marksman
Department of Children & Families

Sheila Dudley
Room 2 Bloom
The Safety and Supervision of Children

Has completed the 3-hour workshop

Virginia R. Minter

This award is to certify that

Certificate of Completion
Certificate of Completion

This award is to certify that

Sheila Dudley

Has completed the 3-hour workshop

The Safety and Supervision of Children

Presented on this 16th day of May, Two-thousand and fifteen

Namauwi Marksman
Department of Children & Families

Room 2 Bloom
Certificate of Completion

This award is to certify that
Shelia Dudley
Room 2 Bloom

Presented on this 16th day of May, Two-thousand and fifteen

Olga Jackson

The Safety and Supervision of Children

Sheila Dudley

Ontario Marshman
Department of Children & Families

Has completed the 3-hour workshop
Certificate of Completion

Has completed the 3-hour workshop

This award is to certify that

THE SAFETY AND SUPERVISION OF CHILDREN

Presented on this 16th day of May, Two-thousand and fifteen

Department of Children & Families

Ontario Marksman

Sheila Dudley
Room 2 Bloom

Margaret Family
Presented on this 16th day of May, two-thousand and fifteen

THE SAFETY AND SUPERVISION OF CHILDREN

Has completed the 3-hour workshop

This award is to certify that

Certificate of Completion
3.1.5 School Readiness Funded Provider License Policy

Date approved: 12/06/2010

Purpose: To establish a standardized policy statement requiring licenses for providers in Miami-Dade County who participate in the School Readiness program and receive funding from the Early Learning Coalition of Miami-Dade/Monroe (the “Coalition”).

Policy Statement: With an effective date of January 1, 2011 (except for existing providers, who shall be required to comply by July 1, 2011), this policy statement sets the policy in Miami-Dade County for Providers applying to contract with the Coalition to provide School Readiness funded services. All Providers must be licensed by the Department of Children & Families (“DCF”) in order to be eligible to enter into School Readiness contracts with the Coalition, except for: (i) Religiously-exempt faith-based organizations under ss. 402.316, F.S. (“Religiously-Exempt, Faith-Based Organizations”); (ii) Miami-Dade County School System programs, provided the programs are operated and staffed directly by the schools and meet all other requirements under ss. 402.3025, F.S. (“Miami-Dade County School System Programs”); and (iii) Informal providers, defined as unregulated child care arranged by the child’s parent, either in the child’s home or elsewhere, provided by relatives, friends, or neighbors (“Informal Providers”). Providers must satisfy eligibility requirements as set forth in the Provider Agreement for School Readiness Funded Services.

Rationale: To ensure a system of accountability for the health and safety of children and the accountability and management of tax payer funded services.

Procedures: Effective January 1, 2011 (except for existing providers, who shall be required to comply by July 1, 2011), the Coalition will accept School Readiness Provider Agreement contracts only from providers who are licensed by DCF. This requirement applies to after-school programs and school-age programs that are not operated and staffed directly by the school system; child enrichment providers; and summer camps. This requirement shall not apply to (i) Religiously-Exempt Faith-Based Organizations; (ii) Miami-Dade County School System Programs; and (iii) Informal Providers.

Unlicensed providers submitting a contract will have the contract returned to them unprocessed and notified in writing of the Coalition’s decision. The provider will also receive notice of the right to appeal the decision. Appeals will be governed by the Coalition’s Grievance Policy. If the Provider fails to appeal the action within 30 business days from receiving written notification of the Coalition’s actions, the action becomes final.

Once the provider receives a valid license from DCF, it is eligible to reapply to provide School Readiness Funded Services. Coalition funds will not be used to reimburse any unlicensed provider who is not exempt pursuant to the terms set forth in this Policy Statement. Non-exempt unlicensed providers serving children do so at their own risk and expense.

A licensed provider whose license is revoked, suspended, or otherwise rendered invalid will not receive reimbursement for any period of time during which its license was revoked, suspended, or otherwise rendered invalid.

Parents of children enrolled with non-exempt unlicensed providers will be notified that the provider is not approved to provide school readiness services. Parents will be given Child Care Resource & Referral (CCR&R) assistance to locate an approved provider and will receive a maximum of thirty (30) business days to secure alternate child care arrangements. Any parent...
who wishes to maintain their child in the identified program may continue with the unlicensed program at their own expense and without benefit of funding from the Coalition.

Providers are responsible for submitting updated licenses to the Coalition. The School Readiness staff will track the license expiration dates of approved providers, notify providers in writing of an expired license and request a copy of the new license. Providers who fail to submit an updated license will be suspended from the School Readiness program until they provide a valid license.
July 27, 2015

Grace Academy International - Afterschool
780 Fisherman Street
Opa Locka, FL 33054

Dear Ms. Ferguson,

The Department received your licensure questionnaire describing the operation of your program. Based on a review of the questionnaire, it has been determined that your program does not require licensure pursuant to Chapter 65C-22.008(2)(e)1, Florida Administrative Code, as your program is operated by a nonpublic school for the children that regularly attend the school site. However, if the operation of your program changes in the future, please contact the Department to determine if licensure would be required based on the changes.

We hope this information is helpful. If you have additional questions, please feel free to contact the program office at (850) 488-4900 or your local licensing office at (786) 257-5207.

Thank you,

Dinah Davis
Operations & Management Consultant Manager

Cc: Suzette Frazier, Regional Safety Program Manager
Claudette Seymour, Licensing Supervisor
Ian Fleary, Licensing Supervisor
Yessenia Plata, Licensing Supervisor
STATE OF FLORIDA
STATEWIDE SCHOOL READINESS PROVIDER CONTRACT
FORM OEL-SR 20

I. PARTIES AND TERMS OF CONTRACT

1. Parties. This Contract is made and entered into this ________________ day of ________________, 20________, by and between the Early Learning Coalition of ________________, (herein referred to as “COALITION”), and ________________, (herein referred to as “PROVIDER”), with its principal offices located at ________________.

   a. Multiple Public School Locations. If PROVIDER is a school district executing a single Contract on behalf of multiple public school Readiness (SR) program providers, a list of their names and their physical addresses are included in Exhibit 1: Provider Location List. Thereafter, PROVIDER shall include each location listed in Exhibit 1.

   b. Multiple Private Locations. If PROVIDER is executing a single Contract on behalf of multiple private SR provider sites within COALITION’s service area, a list of their names and their physical addresses are included in Exhibit 1: Provider Location List. Thereafter, PROVIDER shall include each location listed in Exhibit 1.

   c. Employer Identification Number. Insert PROVIDER’s EIN here: ________________.

       If PROVIDER does not have an EIN, PROVIDER must insert PROVIDER’s Social Security Number (SSN) here ______________________. PROVIDER’s EIN or SSN is requested in accordance with sections (ss.) 119.071(5)(a)2. and 119.092, F.S., for use in the records and data systems of the Office of Early Learning and COALITION. Submission of PROVIDER’s EIN or SSN is mandatory. PROVIDER’s EIN or SSN will be used for processing payments to PROVIDER as an SR provider, for reporting those payments for federal tax purposes, and for routine identification. If PROVIDER completes Exhibit 1 listing multiple locations with multiple EIN numbers, this paragraph may be left blank.

2. Purpose. This Contract is designed to inform PROVIDER of the requirements of participation in the SR Program. Payment is not conveyed to PROVIDER through this Contract. PROVIDER must agree to comply with the terms and conditions of this Contract in order to be eligible to participate in the SR program. This contract is to engage an eligible provider to provide SR services to eligible SR children.

3. Term. This Contract begins on ________________ of the fiscal year (20_______) or on the date on which the Contract is signed by the last party required to sign the Contract, whichever occurs last, and the Contract ends on (COALITION select one) ________________, June 30th of the fiscal year 20_______ or the last day of the month twelve (12) months after the effective date of the contract as indicated herein.

4. Payment Limitations. PROVIDER will not receive nor be entitled to payment for SR program services performed before this Contract is fully executed by both parties or after expiration of the Contract.
5. **Applicable Law.** PROVIDER and COALITION agree that the following, including any revision made after the execution of this Contract, are the provisions governing the SR program and that PROVIDER and COALITION will be bound by the same:
   - 42 U.S.C. §9858, et seq.;
   - 45 C.F.R. §98;
   - 45 C.F.R. §99;
   - Chapter 1002, Florida Statutes;
   - Chapter 6M-4, Florida Administrative Code; and
   - Chapter 6M-9, Florida Administrative Code.

6. **Not Transferrable.** This Contract is not transferrable or assignable to another entity, corporation, or owner without the prior written approval of the COALITION. A change in corporate ownership shall be deemed a transfer. Failure to obtain the prior written approval of COALITION shall be considered an immediate and serious danger to the health, safety, or welfare of children, which is grounds for emergency termination of this Contract as described in paragraph 58. This Contract binds the successors, assigns, and legal representatives of PROVIDER and of any legal entity that succeeds to the obligations of the State of Florida, Office of Early Learning, and COALITION.

II. PROVIDER ELIGIBILITY

7. **General Eligibility**

   a. **Provider Type.** To be eligible to deliver the school readiness program, PROVIDER must be one of the provider types identified in section (s.) 1002.88(1)(a), F.S., listed below. Check the box to indicate PROVIDER’s type:

   - [ ] A child care facility licensed under s. 402.305, F.S. (Form OEL-SR 20L is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

   - [ ] A family day care home licensed or registered under s. 402.313, F.S. (Form OEL-SR 20L is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

   - [ ] A large family child care home licensed under s. 402.3131, F.S. (Form OEL-SR 20L is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

   - [ ] A public school or nonpublic school exempt from licensure under s. 402.3025, F.S. (Form OEL-SR 20LE is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

   - [ ] A faith-based child care provider exempt from licensure under s. 402.316, F.S. (Form OEL-SR 20LE is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

   - [ ] A before-school or after-school program described in s. 402.305(1)(c), F.S.
For a licensed before-school or after-school program described in s. 402.305(1)(c), F.S., Form OEL-SR 20L must be completed as an authorized attachment to this Contract.

For a license exempt or programs that are not required to be licensed as described in Rule 65C-22.008, F.A.C., before-school or after-school program described in s. 402.305(1)(c), F.S., Form OEL-SR 20LE must be completed as an authorized attachment to this Contract.

An informal child care provider to the extent authorized in the state’s Child Care and Development Fund Plan as approved by the United States Department of Health and Human Services pursuant to 45 C.F.R. s. 98.18. (Form OEL-SR 20FFN is hereby incorporated by reference and must be completed as an authorized attachment to this Contract.)

b. Eligibility Pursuant to s. 1002.91(5), F.S. PROVIDER represents that PROVIDER, or an owner, officer, or board director thereof, has not been convicted of, found guilty of, or pled guilty or nolo contendere to, regardless of adjudication, public assistance fraud pursuant to s. 414.39, F.S., within the last five (5) years and is not acting as the beneficial owner for someone who has been convicted of, found guilty of, or pled guilty or nolo contendere to, regardless of adjudication, public assistance fraud pursuant to s. 414.39, F.S., within the last five (5) years.

c. Eligibility Pursuant to s. 1002.91(7), F.S. PROVIDER represents that PROVIDER is not on the United States Department of Agriculture National Disqualified List nor does PROVIDER share an officer or board director with a provider that is on the United States Department of Agriculture National Disqualified List.

III. PROVIDER RESPONSIBILITIES AND SCOPE OF WORK

8. Child Enrollment. PROVIDER agrees to enroll children for the SR Program only with written authorization from COALITION which will be provided in the form of a child care certificate. PROVIDER also understands that it will not be reimbursed for services provided to a child beyond the service begin and end date identified by COALITION on the child care certificate, or if the child’s eligibility is terminated prior to the end date. As described in s. 1002.87(2), F.S., PROVIDER also agrees to serve children enrolled into its SR program according to the services and location established by COALITION on the child care certificate indicating authorized hours of care. In the event that PROVIDER has multiple locations, PROVIDER shall notify and obtain approval in writing from COALITION prior to changing the location where the child shall be served.

9. Child Care. PROVIDER agrees to provide child care to enrolled children at the care level designated by the child care certificate received from the COALITION. Pursuant to 45 C.F.R s. 98.2, child care is defined as the care given to an eligible child by an eligible child care provider. PROVIDER will comply with all applicable state and federal laws, regulations and other standards and requirements in providing child care services under this agreement.

10. Instruction and Activities. In accordance with s. 1002.88(1)(b), F.S., PROVIDER agrees to offer instruction and activities to enhance the age-appropriate progress of each child in attaining the child development standards established by the Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, adopted by the Office of Early Learning in Rule
I. PARTIES AND PROVIDER TYPE

1. **Parties.** This document is executed as an attachment to the Contract made and entered into the __________ day of __________, 20______, by and between the Early Learning Coalition of __________________________ (herein referred to as “COALITION”), and ________________________________ (herein referred to as “PROVIDER”).

2. **Provider Type.** To be eligible to deliver the school readiness program, PROVIDER must be one of the provider types identified in section (s.) 1002.88(1)(a), Florida Statutes (F.S.). This form is designed for use by license exempt providers. PROVIDER must check the box to indicate PROVIDER’s type:

   - [ ] A public school or nonpublic school exempt from licensure under s. 402.3025, F.S.
   - [ ] A faith-based child care provider exempt from licensure under s. 402.316, F.S.
   - [ ] A before-school or after-school program described in s. 402.305(1)(c), F.S., which is not licensed.

II. LICENSE EXEMPT PROVIDER RESPONSIBILITIES

1. **Health and Safety.** In accordance with s. 1002.88(1)(c), F.S., PROVIDER agrees to provide basic health and safety of its premises and facilities and compliance with requirements for age-appropriate immunizations of children enrolled in the school readiness program.

   a. **Public school.** If PROVIDER is a public school, compliance with s. 1003.22, F.S., satisfies this requirement.

   b. **Other License-Exempt Providers.** If PROVIDER is an other provider exempt from licensure under ss. 402.316 or 402.3025, F.S., PROVIDER shall annually complete the health and safety checklist required by s. 1002.82(2)(i), F.S., as incorporated by reference in Rule 6M-4.620, F.A.C. The PROVIDER agrees to post the checklist prominently on its premises in plain sight for visitors and parents, and submit it annually to COALITION no later than the date of the execution of the Contract and by July 1<sup>st</sup> each year thereafter.
2. **Staff to Children Ratio.**
   In accordance with s. 1002.88(1)(d), F.S., PROVIDER agrees to maintain the required staff to child ratio in accordance with ss. 402.302(8) or (11), F.S., as applicable, and as verified pursuant to s. 402.311, F.S.

3. **Insurance.**
   a. **General liability.** In accordance with s. 1002.88(1)(l), F.S., PROVIDER agrees to maintain general liability insurance and provide the coalition with written evidence of general liability insurance coverage, including coverage for transportation of children if school readiness program children are transported by PROVIDER. PROVIDER must obtain and retain an insurance policy that provides a minimum of $100,000 of coverage per occurrence and a minimum of $300,000 general aggregate coverage. PROVIDER must add the coalition as a named certificate holder and as an additional insured. PROVIDER must provide COALITION with a minimum of ten (10) calendar days' advance written notice of cancellation of or changes to coverage. The general liability insurance required by this paragraph must remain in full force and effect for the entire period of this Contract. If the general liability insurance coverage required by this paragraph lapses, COALITION shall immediately terminate this Contract.

   b. **Notice of Change.** If PROVIDER is a state agency or a subdivision thereof, as defined in s. 768.28(2), F.S., PROVIDER agrees to notify the coalition of any additional liability coverage maintained by the provider in addition to that otherwise established under s. 768.28, F.S. PROVIDER shall indemnify COALITION to the extent permitted by s. 768.28, F.S., as required by s. 1002.88(1)(o), F.S.

4. **Substitute Instructors.** In accordance with s. 1002.83(14), F.S., COALITION may request a list of all individuals currently eligible to act as a substitute teacher from a school district. If PROVIDER is a child care facility as defined in s. 402.302, F.S., PROVIDER may employ individuals listed as substitute instructors for the purpose of providing the school readiness program, the Voluntary Prekindergarten Education Program, and all other legally operating child care programs.