

**Texas Health and Human Services Commission
Child-Care Licensing
Investigation Report**

Operation Information and Allegations:

Operation #: [REDACTED]

Investigation #: [REDACTED]

IMPACT Case Id:

IMPACT Call Id:

Intake(s):

Intake Number

[REDACTED]

Intake Date Received

03/07/2018

Investigator's Name: [REDACTED]

Extension Granted: No

Allegation Type

- | | |
|--|---|
| <input checked="" type="checkbox"/> Standard/Law Violation | <input type="checkbox"/> Abuse/Neglect Physical Abuse |
| <input type="checkbox"/> Illegal Operations | <input type="checkbox"/> Abuse/Neglect Sexual Abuse |
| <input type="checkbox"/> Suicide Attempt | <input type="checkbox"/> Abuse/Neglect Emotional Abuse |
| <input type="checkbox"/> Child Death | <input type="checkbox"/> Abuse/Neglect Physical Neglect |
| <input type="checkbox"/> Serious Harm/Injury | <input type="checkbox"/> Abuse/Neglect Medical Neglect |
| <input type="checkbox"/> Critical Injury | <input type="checkbox"/> Abuse/Neglect Neglectful Supervision |
| <input type="checkbox"/> Child Arrest | <input type="checkbox"/> Abuse/Neglect Exploitation |
| <input type="checkbox"/> Illness Requiring Hospitalization | |
| <input type="checkbox"/> Child Run Away | |
| <input type="checkbox"/> Caregiver Drug Abuse | |
| <input type="checkbox"/> Endangering Person | |
| <input type="checkbox"/> Child Sexual Aggression | # Children involved: 0 |
| <input type="checkbox"/> Child on Child Physical Abuse | # Children involved: 0 |

Intake Priority: Priority 2 - serious supervision problems

Investigation Priority: Priority 2 - serious supervision problems

Date Priority Changed:

Reason Priority Changed:

Allegation Description:

A child wandered from the group. A children was injured at the child care center.

Investigation Persons:

Reporter:

[REDACTED]

Victim(s):

Perpetrator(s):

Name	Perp Disposition	Admin Review	Release Hearing
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Investigation Documentation:

Initiation Information:

Initiation Date: 03/07/2018

Type of Initiation: Inspection

Information Obtained:

The investigation was initiated by inspection to the child care center on 03/07/18. Pictures of the child's wounds were observed. The child did not receive medical treatment for these wounds.

Observations Made During Inspection:

Inspection(s):

██████████

An unannounced investigation inspection was conducted on 03/07/18. The director, ██████████, was present. I informed her of the purpose of my inspection. An inspection of the indoors and outdoors was completed. There were 9 two to three year olds with one caregiver. The caregiver was ██████████. The children were sitting on the carpet. There were 15 five year olds with one caregiver. The caregiver was ██████████. The children were finishing up a worksheet about to prepare for lunch. There were 14 four year olds with one caregiver. The caregiver was ██████████. The children were about to read Dr. Seuss books. There were 10 18 month to 36 month olds with one caregiver. The caregiver was ██████████ also know as Ms. ██████████. The children were playing. I notice a child's personal snacks were on the counter in the reach of the children. Other children were trying to reach the snacks and crying for them. I suggested to Ms. ██████████ to place the child's snacks in his bin so the children can't see them. There were 10 infants with two caregivers. The caregivers were ██████████ and ██████████. There were three children sitting in the feeding table. One of the children was not in a safety strap. I brought this to the attention of the caregivers. They stated they know the children must be fastened and that another caregiver who was new must have placed the child in the room without fastening him. The child was fastened while I was in the room. There were other children having floor time and sleeping in their crib. There were 10 12 to 24 month olds with two caregivers. The caregivers were ██████████ and ██████████. Ms. ██████████ was blowing bubbles and playing. I observed a half gate. On the other side of the door there is a baby gate. Outside of their area is where the car seats, the children can't leave this area because you have to push a green button to get out. The children can't reach this button. I asked Ms. ██████████ where they were in the process of designating her as the director. She stated she was scheduled to attend Tym the Trainer's course but she was hospitalized and would have missed too much to complete course. Ms. ██████████ stated that if ██████████ does not give her a date for Tym the Trainer's next class she will enroll in another course. ██████████ is the assistant director who is director qualified. I aske if they had talked about designating her and she stated they haven't but they will present it to ██████████. The child care center provides transportation to and from schoo and field trips. An electronic safety alarm is installed on one of the vehicle. The bus driver will walk the vehicle to ensure all children have exited and checks under the seats. Background checks were reviewed and all were current. There were no deficiencies.

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Contact List:

Type	Date	To:/With
<i>Phone Call</i>	<i>04/05/2018</i>	██████████, <i>person in charge</i>

I contacted Ms. ██████████ and informed her of the results of the investigation. She stated she has moved Ms. ██████████ to the infant room. ██████████ cannot go to that room. She stated Ms. ██████████ comes to work at 10:30 am so ██████████ does not go the breakfast room. I explained that if she has any other caregivers who have children enrolled in the center, she will need to discuss who is responsible for that caregiver's child while both the parent/caregiver and child are on the premises.

<i>Inspection</i>	<i>03/07/2018</i>	██████████, <i>caregiver</i>
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Ms. ██████████ stated ██████████ arrived at 7:05am. She stated Ms. ██████████ was doing the breakfast and she was watching the children. ██████████ sat down and ate some of his food. She stated she heard Ms. ██████████ call his name. ██████████ got up and ran to the play area. She stated ██████████ got him at least two times and after that no one knew where he went. She stated ██████████ is supposed to help her out with the children but she got two of her children and went to her room. She stated ██████████ is supposed to stay with her to help her. Ms. ██████████ came back to the breakfast area and she was looking. They asked her what she was looking for. Ms. ██████████ said she had the autistic child. Ms. ██████████ admitted that her eyes got distracted. ██████████ asked where ██████████ was and they found him in the four year old room. She stated ██████████ wanders off a lot. When ██████████ hears or see her he will run out because he wants to go with her. ██████████ will come and get him and that doesn't help. ██████████ Ms. ██████████ stated Ms. ██████████ and ██████████ were the other caregivers. She stated they were all in the breakfast room but none of them saw him leave. Ms. ██████████ stated she doesn't know about a swollen lip but Ms. ██████████ said something to her about his eye. ██████████ Ms. ██████████ stated she doesn't recall him running into a door.

<i>Inspection</i>	<i>03/07/2018</i>	██████████, <i>caregiver</i>
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Ms. ██████████ stated she was on a bus run and when she came back he was not in the group. She stated when she found him he was in the four year old room. She became aware that he was not with the group because she asked whose plate was on the table and Ms. ██████████ told her it was ██████████'s. Ms. ██████████ stated she assumed he was with his mother because he is always with her. She stated the plate didn't look touched but he had brought in hash browns that looked like he took one or two bites from it. She stated every morning ██████████ lets ██████████ go with her before she clocks in. She will also take him when she goes to her room. Ms. ██████████ stated when ██████████ came back to the room at about 7:45 am. She walked in the room and she was looking around. Ms. ██████████ asked her if she had ██████████ and ██████████ said no and that she thought he was with her. Ms. ██████████ stated they started looking for him. Ms. ██████████ stated they found him within five to eight minutes. She stated ██████████ and she went up and down the hall and Ms. ██████████ went into the four year old room and found him. The lights were on and there were no other children in the room. Ms. ██████████ stated she met ██████████ and gave ██████████ to her. She stated ██████████ took him and said she was so done with this. Ms. ██████████ stated she thought ██████████ quit. Ms. ██████████ stated ██████████ had one child and her son. Ms. ██████████ stated ██████████ did the same thing the other day and they have to chase him. A parent was coming out of the five year old room and he ran into the door. She stated this happened during breakfast time as well. She stated he hit the door but it did not leave a mark on him. She stated that ██████████ saw it happen. Ms. ██████████ stated if ██████████ would help it would prevent some of these things. She stated she doesn't want to say that it is his fault but if she would leave him in his class and stop taking him it would help. Ms. ██████████ stated she did

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not see any marks on [REDACTED].

Inspection **03/07/2018** [REDACTED], *person in charge*

Ms. [REDACTED] stated that [REDACTED] is one of [REDACTED]'s caregivers in the morning. She stated [REDACTED] called and texted her asking her if she was coming in. Ms. [REDACTED] was at a doctor's appointment. [REDACTED] told her that she needed to leave with [REDACTED]. Ms. [REDACTED] stated [REDACTED] left at 8:24 am. Ms. [REDACTED] arrived at 8:30 am. The person in charge was Ms. [REDACTED]. Ms. [REDACTED] stated she arrived at 9:08 am. Ms. [REDACTED] stated she called [REDACTED] on her way to the child care center. Ms. [REDACTED] told her that [REDACTED] already left and she was upset about [REDACTED]. Ms. [REDACTED] told her that [REDACTED] went missing. She asked her what she meant. Ms. [REDACTED] told her that when Ms. [REDACTED] walked out of the breakfast room [REDACTED] was behind her but evidently he did not go with her but went to the four year old room. Ms. [REDACTED] stated [REDACTED] always leaves the room with his mom and [REDACTED] will even take [REDACTED] with her. She stated [REDACTED] is close to uncontrollable because he always wants to be with his mom. She stated Ms. [REDACTED] has an issue with him in the class because whenever the door opens he wants to go with his mom. Ms. [REDACTED] talked to Ms. [REDACTED] and Ms. [REDACTED] told Ms. [REDACTED] they thought [REDACTED] was with his mom because he was following her.

Ms. [REDACTED] stated that [REDACTED] was running from a teacher. [REDACTED] ran into a door that a parent opened. Ms. [REDACTED] stated [REDACTED] was present at that time. Ms. [REDACTED] stated [REDACTED] had not come to her about the marks. Ms. [REDACTED] stated [REDACTED] doesn't come to them about much and when she comes to them the story changes. Ms. [REDACTED] stated [REDACTED] has high anxiety.

Inspection **03/07/2018** [REDACTED] *assistant director*

Ms. [REDACTED] stated when she arrived to work today, Ms. [REDACTED] told her about the incident. Ms. [REDACTED] told her that they thought [REDACTED] had gone with [REDACTED] and that is why he was no longer there. Ms. [REDACTED] had taken something to her classroom. Ms. [REDACTED] told her when [REDACTED] got back she was looking around like she had lost something and she was looking for [REDACTED]. She stated [REDACTED] was in the four year old room writing on things with a sharpie. Ms. [REDACTED] stated usually [REDACTED] will go with her in the morning. They have a big problem with her going to get [REDACTED] and taken him with her. That is why they thought he had gone with his mother. It was Ms. [REDACTED] and Ms. [REDACTED] during the breakfast time. Ms. [REDACTED] was supposed to be in there as well but she walked to her classroom. Ms. [REDACTED] stated that Ms. [REDACTED] left to take her child to the doctor at 8:24 am. Ms. [REDACTED] stated that [REDACTED] ran into a door on Monday. She is not sure which door. She stated she does not know about the incident about his lip and eye. Ms. [REDACTED] stated he did not go to the doctor for his lip and his eye. Ms. [REDACTED] stated that [REDACTED] has made a complaint that children beat [REDACTED] up but he does the same thing to the other children. She stated there is only really one other child in that class that hits and they have talked to his mother about it. This is the two year old classroom.

Investigation Findings:

Disposition (if A/N):

Explanation of Disposition:

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Based on interviews with the caregivers, it was determined the child care center is in violation of the minimum standards. [REDACTED] wandered into an empty classroom with the caregivers knowing. The caregivers assumed [REDACTED] was with his mother, [REDACTED], who also is employed at the operation. The caregivers stated [REDACTED] always wants to be with his mother and she usually takes him with her when she goes to her room. [REDACTED] is a child enrolled in Ms. [REDACTED] classroom but often goes to his mother's classroom because he wants to be with her. [REDACTED] was in the four year old classroom unsupervised.

Recommended Action: Routine monitoring

Action Dates:

Notification to Provider: 04/05/2018

Investigation Complete: 04/05/2018

Investigation Closed: 07/23/2018