

INTERIM LICENSING AGREEMENT

I, Ashley Hughes, hereby state and declare:

I am the Director of a Child Care Center, known as Pumpkin Patch Child Care Center, owned by First United Methodist Church, License #CCC7336, located at 4500 Linden Dr., Kearney NE 68847. Under the terms of the license, the center is allowed to serve a maximum of 120 children, ages 6 weeks to 13 years, 6:00 a.m. to 6:00 p.m., Monday through Friday.

I have read, understand, and agree to comply with all the Regulations Governing Licensure of Child Care Centers, Title 391, Chapter 3 (CSL003) as long as the center is licensed by the State of Nebraska to provide child care services.

I understand and agree with the following:

391 NAC 3-006 Standards of Operation and Care: "To provide adequate protection to children in care."

391 NAC 3-008.01 Grounds for Denial or Disciplinary Action: "The Department may deny the issuance of or take disciplinary action against a license on any of the following grounds:

#4. Conduct or practices detrimental to the health or safety of an individual served by or employed at the preschool."

I understand and agree that under no circumstances Samantha Lee and Ashley Borgman will work with each other without another staff being present.

I understand and agree that under no circumstances Samantha Lee and Ashley Borgman will be left alone to care for children on or off the center premises at any time.

I agree that this Interim Licensing Agreement will be prominently posted with my Child Care Center License so that it is clearly visible to parents and agency representatives.

I understand that Children's Services Licensing staff shall conduct announced or unannounced visits to my program to determine compliance with this Agreement.

This Agreement is an Interim Licensing Agreement which means that the Department reserves the right to take additional action as deemed appropriate. However, any violation of this Interim Licensing Agreement may be grounds for further negative action or discipline as the Department of Health and Human Services, Division of Public Health, may deem appropriate.

This Agreement shall be in effect from the signing of this Agreement for as long as the Department deems it appropriate and upon completion of an ongoing investigation. Should the child care center license be amended because of a change of address, this Agreement may transfer to the new address if appropriate to the conditions of this Interim Licensing Agreement.

[Signature]
Witness

8-27-15
Date

OR

Non-Relative Witness/Notary Public

Date

[Signature]
Provider/Licensee

4500 Linden Drive
Street/Address

Hearney 68847
City and Zip Code

3-27-15
Date



DIVISION OF PUBLIC HEALTH, LICENSURE UNIT
301 CENTENNIAL MALL SOUTH, 3RD FLOOR, P.O. BOX 94986
LINCOLN, NE 68509-4986
PHONE 402-471-2115; FAX 402-471-3577

State of Nebraska

Dave Heineman, Governor

July 15, 2010

Pumpkin Patch Child Care Center
4500 Linden Drive
Kearney, NE 68847

Dear Ms. Faz:

In accordance with the letter written by Harriet Spelts, Child Care Licensing Supervisor, on July 14, 2010, your original license to operate a *CHILD CARE CENTER* in the State of Nebraska has been placed on Corrective Action Status. A license imprinted with the term "Corrective Action Status" is enclosed. This status became effective July 14, 2010 and it will remain in effect until January 14, 2011. Upon completion of this term, a new license will be issued to you.

At this time we ask that you return your current license within the next ten days to Marsha Wandersee in the Licensure Unit. If you have any questions, please contact Children's Services Licensing at 402-471-9302.

Sincerely,


Helen L. Meeks, Administrator
Licensure Unit

HLM/clb

cc: Children's Services Licensing

This license shall be kept available in the establishment and such proof of credentialing shall be shown upon request.

State of Nebraska

Department of Health and Human Services

Division of Public Health

FIRST UNITED METHODIST CHURCH

is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating Child Care Center

located at: 4500 LINDEN DR KEARNEY NE 68847

A maximum of 120 children in ages 6 WKS to 13 YRS may be in attendance at any one time during the hours of 0500 to 1900 on MTWTF

PUMPKIN PATCH CHILD CARE CENTER is hereby issued License No. CCC7336
whose status is **Active-Corrective Action Status** effective from 07/14/2010

Amended: 07/14/2010

Given under the name and Seal of the Department
of Health and Human Services Regulation and
Licensure of the State of Nebraska at Lincoln on
July 19, 2010.



Juanita Schaefer, MD, Chief Medical Officer, Director
Division of Public Health, Department of Health and Human Services



Division of Public Health

State of Nebraska

Dave Heineman, Governor

July 14, 2010

Pumpkin Patch Child Care Center
Attn: Shannon Faz, Center Director
4500 Linden Dr
Kearney NE 68847

Dear Ms. Faz,

I have received and reviewed your Corrective Action Plan. You have addressed all of the items listed in your Corrective Action Status notice. Your plan is approved.

Your plan stated you will:

1. Follow a new "Transition Policy" that you developed for your staff that addresses how children will not be left unsupervised in any are of your child care center.
2. Make changes to your daily routine which addresses supervision issues. All staff will count children when they leave and arrive from destination to destination.
3. Put steps in place to address what staff should do if they find that they are missing a child.
4. Ensure that all current and new staff members will be aware of the "Transition Policy".
5. Make arrangements to have current staff review the "Transition Policy" and will agree, by their signatures, that they understand and will follow the policy. A signature sheet which indicates current staff members have reviewed this policy will be submitted to CCIS Werth no later than July 30th, 2010.
6. Consider disciplinary action against staff who are found not to follow your "Transition Policy".

You are required to follow the plan you submitted as outlined above.

Your Corrective Action Status is in effect from July 14, 2010 to January 14, 2011.

You are subject to monitoring visits by Children's Services Licensing Staff to determine compliance with this plan.

If at any time subsequent to your placement on Corrective Action Status, should Children's Services Licensing receive substantiated concerns of complaints relating to the care, well being

or risk to children in care, Children's Services Licensing/Licensure Unit will initiate further negative action against your Child Care Center License.

If you have any questions, please contact Shonna Werth (308) 324-7989 or me at (308) 535-8246,

Sincerely,

Harriet Spelts

Harriet Spelts, Child Care Licensing Supervisor
DHHS, Division of Public Health, Children's Services Licensing
200 S Silber
North Platte NE 69101

cc: Shonna Werth, Child Care Inspection Specialist
Marsha Wandersee, Administrative Assistant II
Wanda Frink, Resource Development Worker

Transition Policy

When transitioning children from location to location you MUST do a head count when you leave for your destination and when you arrive at your destination. If there are two teachers responsible for the students then BOTH teachers are required to count the children.

Plan of action if teachers don't come up with the same number of children:

Recount! If you still do not come up with the same or correct number follow the guideline below.

Plan of action if you discover someone is missing:

Check, or have a Director check, your last location and hallways.

If child still cannot be found, follow "Plan if a child gets away from a teacher."

Plan if a child gets away from a teacher:

Teachers will come to the office each day to get a list of the children in their class for the day. The office staff will cross off any children that are scheduled to be out for the day. The teacher will make a mark by the children in attendance and cross off the children that have left for the day.

Classrooms that have only 1 teacher are allowed to carry their cell phone. That teacher will be required to have their cell phone on them at all times. If a teacher can't find a child, or has another emergency, the teacher will immediately call the office staff on their cell phone. Classrooms that have 2 teachers will have 1 teacher run for help. One director will always have their cell phone with them this way a teacher can notify the director or assistant director of the emergency. The directors will give the cordless phone to the nursery and ask them to:

1. Call 911
2. Notify church office
 - Secretary will notify the Senior Pastor
 - Church staff will check classrooms and halls in the church area
3. Director will call the parent

There will be a lock down of rooms and any room that has 2 teachers will have 1 teacher help look. We will meet in the hall by the office and set the search plan. Teachers will be designated to look:

1. downstairs
2. upstairs
3. outside
4. Pumpkin Patch classrooms

Discipline plan if policies not followed:

Teacher or teachers will be placed on probation for a term of at least 90 days. During this probation period a teacher will be fired, on the spot, if any other problems arise.

ADDITIONAL CORRECTIVE ACTION PLAN

-The Pumpkin Patch Child Care Center will begin to implement the "Transition Policy" as soon as the plan is approved by the Department.

-The Pumpkin Patch Child Care Center will make sure that all staff is aware of the plan by placing this plan in our handbook.

-All employees receive the handbook when they begin working for us and we have, on file, and acknowledgement form from each employee stating that they have read the handbook.

-We will submit to the Department documentation that all of our current staff have reviewed, understands and agrees to follow our plan.



Division of Public Health

State of Nebraska

Dave Heineman, Governor

July 13, 2010

Pumpkin Patch Child Care Center
Attn: Shannon Faz, Director
4500 Linden Dr.
Kearney, NE 68847

Dear Ms. Faz:

Nebraska Revised Statutes, section 71-1911 (4), of the Child Care Licensing Act, provides that the department may place a license on corrective action status.

FACTS:

On July 8, 2010, a report was received by the Department of Health and Human Services Division of Public Health, Children's Services Licensing that at approximately 10:30 a.m. a two year old child was found left unattended in the outside play area by a center staff member. It was reported that the teacher of this class had lined children up inside the door while another teacher was taking care of a child in the bathroom. The teacher led the children into the classroom where the other teacher met up with them. Neither teacher realized the child was not in the classroom. As soon as the child was discovered in the outside play area, he was brought immediately back to the classroom. Staff are unsure how long the child was left on the playground unsupervised but it is thought to be 3 to 5 minutes.

REGULATORY BASIS:

391 NAC 8-009 Staffing: Center staff or any person designated by the licensee as having responsibility for children shall have the responsibility to provide adequate and appropriate supervision at all times children are in attendance.

DETERMINING CORRECTIVE ACTION STATUS:

A non-disciplinary probationary license may be issued for the licensee to operate under corrective action status if the department determines that:

- (a) The licensee is unable to comply with all licensure requirements and standards or has had a history of noncompliance;
- (b) The effect of noncompliance with any rule or regulation does not present an unreasonable risk to the health, safety or well-being of children or staff; and
- (c) The licensee has a written plan of correction that has been approved by the department.

Based on the facts presented above and the regulation violated, the department is placing your operating license on Corrective Action Status for a period of six months.

CORRECTIVE ACTION STATUS: PLAN OF CORRECTION

Corrective action status is voluntary and the decision regarding placement on corrective action status is not appealable. However, you are required to submit a written Plan of Correction that must be approved by the department. The following items must be included in your written Plan of Correction:

- Describe the safety plan you have in place to ensure that a child or children will not be left unsupervised in any area of your child care center.
- Describe what you have changed within the daily routine to ensure that children are adequately supervised in all areas of the premises where care is provided.
- Describe what your plan is when you determine a child is missing from an area care is provided.
- Indicate how all current and future Center staff members will be aware of the newly developed safety plan and changes in the daily routine described in the plan of correction.
- Describe what your policy will be if a staff member is found not to be following your corrective action plan.

Please submit your written Plan of Correction to Shonna Werth, Child Care Inspection Specialist; P.O. Box E, Lexington, NE 68850 within ten calendar days after you receive this letter.

FAILURE TO SUBMIT CORRECTIVE ACTION PLAN:

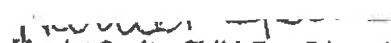
If you do not submit a written Plan of Correction, or the written Plan of Correction is not approved, the department may discipline your license by imposing one or a combination of the following types of disciplinary action:

- (a) Issue a probationary (disciplinary) license;
- (b) Suspend or revoke a provisional, probationary, or operating license;
- (c) Impose a civil penalty of up to five dollars per child, based upon the number of children for which the program is authorized to provide child care on the effective date of the finding of violation, for each day the program is in violation.
- (d) Establish restrictions on new enrollment in the program;
- (e) Establish restrictions or other limitations on the number of children or the age of the children served in the program; or
- (f) Establish other restrictions or limitations on the type of service provided by the program.

If you have any questions regarding this letter, please contact Shonna Werth, Child Care Inspection Specialist at 308/324-7989 or Harriet Spelts, Child Care Licensing Supervisor at 308/535-8246 or toll free at 1-877-629-1007.

Thank you.

Sincerely,


Harriet Spelts, Child Care Licensing Supervisor
DHHS, Division of Public Health, Children's Services Licensing
200 South Silber
North Platte, NE 69101

cc: Shonna Werth, Child Care Inspection Specialist
Marsha Wandersee, Administrative Assistant II
Wanda Frink, Resource Development Worker

NEBRASKA HEALTH AND HUMAN SERVICES SYSTEM



DEPARTMENT OF SERVICES • DEPARTMENT OF REGULATION AND LICENSURE
DEPARTMENT OF FINANCE AND SUPPORT

Regulation & Licensure, Credentialing Division
301 Centennial Mall South, 3rd Floor, P.O. Box 94986
Lincoln, NE 68509-4986
Phone (402) 471-2115 Fax (402) 471-3577

STATE OF NEBRASKA
DAVE HEINEMAN, GOVERNOR

March 16, 2007

Pumpkin Patch Child Care Center
4500 Linden Dr
Kearney NE 68847

Dear Ms. Jorgensen:

In accordance with the letter, written by Harriet Spelts, Child Care Resource Supervisor, on March 12, 2007, your original License to operate a Child Care Center in the State of Nebraska has been placed on Corrective Action Status. A license imprinted with the term "Corrective Action Status" is enclosed, this status became effective March 9, 2007, and it will remain in effect until September 9, 2007. Upon completion of this term a new license will be issued to you.

At this time we ask that you return your current license, within the next ten (10) days, to Marsha Wandersee in the Credentialing Division. If you have any questions please contact Child Care Licensing, at (402) 471-9302.

Sincerely,


Helen L. Meeks, Administrator
Credentialing Division

HLM/clb

cc: Child Care Licensing

Your extension for Nebraska Child Care Center has been approved and your licensure document is attached. You will receive a new licensure document each time you amend your license.

This license shall be kept available in the establishment and such proof of credentialing shall be shown upon request.

State of Nebraska

Department of Health and Human Services
Regulation and Licensure

FIRST UNITED METHODIST CHURCH

is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating Child Care Center

located at: 4500 LINDEN DR KEARNEY NE 68847

A maximum of 120 children in ages 6 WKS to 13 YRS may be in attendance at any one time during the hours of 0500 to 1900 on MTWTF.

PUMPKIN PATCH CHILD CARE CENTER is hereby issued License No. **CCC7336**
whose status is **Active-Corrective Action Status** effective from **03/09/2007**

Given under the name and Seal of the Department
of Health and Human Services Regulation and
Licensure of the State of Nebraska at Lincoln on
March 16, 2007.



Joan V. Schuler, M.D., Chief Medical Officer, Director
Department of Health & Human Services Regulation & Licensure

NEBRASKA HEALTH AND HUMAN SERVICES SYSTEM



DEPARTMENT OF SERVICES • DEPARTMENT OF REGULATION AND LICENSURE
DEPARTMENT OF FINANCE AND SUPPORT

STATE OF NEBRASKA
DAVE HEINEMAN, GOVERNOR

March 12, 2007

Pumpkin Patch Child Care Center
Attn: Lori Jorgensen
4500 Linden Dr.
Kearney, NE 68847

Dear Ms. Jorgensen:

The Nebraska Department of Health and Human Services Regulation and Licensure, Child Care Licensing Program, has received your plan of correction. Your Corrective Action Plan has been reviewed and approved. The Corrective Action Status will be in effect for a period of six months, effective March 9, 2007 through September 9, 2007.

A new license indicating "Corrective Action Status" will be mailed to you. Please post the license in a prominent place upon its arrival.

Compliance with the terms of the Corrective Action Plan will be monitored by announced or unannounced inspections to your facility by Child Care Licensing staff. Any violation may be grounds for discipline as the Child Care Licensing program may determine appropriate.

If you have any questions, please contact Shonna Werth at 308/324-7989 or me, Harriet Spelts at 308/535-8246 or 1-877-629-1007.

Sincerely,

Harriet Spelts, Child Care Resource Supervisor
Child Care Licensing Program - Credentialing Division
Regulation and Licensure
200 S. Silber
North Platte, NE 69101

cc: Shonna Werth, Child Care Inspection Specialist
Marsha Wondersee, Administrative Assistant II
Wanda McGraw, Resource Development Worker

Plan if a Child Gets Away from a Teacher

Teachers will come to the office each day to get a list of the children in their class. The office staff will cross off any children that are scheduled to be out for the day. The teacher will make a mark by the children in attendance and cross off the children that have left for the day.

Classrooms that have only one teacher will be issued a Talkabout. They will be required to have the Talkabout on them at all times. If a teacher can't find a child or has another emergency, the teacher will immediately call on their Talkabout. Classrooms that have two teachers will have one teacher run for help. One director will always have a Talkabout with them and on. This way a teacher can notify the director/assistant director of the emergency. The directors will give the cordless phone to the nursery and ask them to:

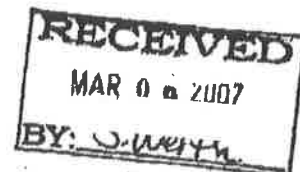
1. Call 9-1-1
2. Notify church office
 - a. Secretary will notify the Senior Pastor.
 - b. Church staff will check classrooms and halls in the church area
3. Director will call the parent

There will be a look down of rooms and any room that has two teachers will have one teacher help look. We will meet in the hall by the office and set the search plan. Teachers will be designated to look:

1. downstairs
2. upstairs
3. outside
4. Pumpkin Patch classrooms

This will be taken to Weekday Education for approval on April 9 and Administrative Council for approval on April 12 and then placed in the teacher handbook upon approval. Every employee will receive a copy.

Each current employee will be asked to sign a signature sheet to verify they have received this policy. The signature sheet will be faxed to Shonna Worth by April 18.



NEBRASKA HEALTH AND HUMAN SERVICES SYSTEM

DEPARTMENT OF SERVICES • DEPARTMENT OF REGULATION AND LICENSURE
DEPARTMENT OF FINANCE AND SUPPORTSTATE OF NEBRASKA
DAVE HEINEMAN, GOVERNOR

February 26, 2007

Pumpkin Patch Child Care Center
Attn: Lori Jorgenson, Director
4500 Linden Dr.
Kearney, NE 68847**CERTIFIED MAIL**

Dear Ms. Jorgenson:

Nebraska Revised Statutes, section 71-1911 (4), of the Child Care Licensing Act, provides that the department may place a license on corrective action status.

FACTS:

On February 23, 2007, a report was received by the Department of Health and Human Services Regulation and Licensure, Child Care Licensing Program from Regan Slack, Assistant Director, that a three-year-old child in care fled the Center and left the premises at approximately 2:45 p.m. without staff supervision or permission. Ms. Slack reported that a Teacher was in the Center Cafeteria with eight children cleaning up from snack when the three-year-old child fled the room. The teacher immediately arranged for staff supervision with the class she was monitoring and began looking for the child. Other Center staff as well as Church staff where the Center is located began to search the building and surrounding area for the child. The child was eventually found at a residence across the street and a half a block from the Center premises approximately 15 minutes later by a Center staff member. When the child was found, the child was standing outside in the yard of the residence with a female adult. The child was brought back to the Center and provided with one-on-one supervision until a parent could pick the child up. Ms. Slack reported that the police were not notified that a child was missing from the Center; however, she did indicate that she phoned the Nebraska Child Abuse/Neglect Hotline to report the incident after it had occurred.

REGULATORY BASES:

391 NAC 8-009 Staffing: Center staff or any person designated by the licensee as having responsibility for children shall have the responsibility to provide adequate and appropriate supervision at all times children are in attendance.

DETERMINING CORRECTIVE ACTION STATUS:

A non-disciplinary probationary license may be issued for the licensee to operate under corrective action status if the department determines that:

- (a) The licensee is unable to comply with all licensure requirements and standards or has had a history of noncompliance;
- (b) The effect of noncompliance with any rule or regulation does not present an unreasonable risk to the health, safety or well-being of children or staff; and
- (c) The licensee has a written plan of correction that has been approved by the department.

Based on the facts presented above and the regulation violated, the department is placing your operating license on Corrective Action Status for a period of six months.

CORRECTIVE ACTION STATUS: PLAN OF CORRECTION

Corrective action status is voluntary and the decision regarding placement on corrective action status is not appealable. However, you are required to submit a written Plan of Correction that must be approved by the department. The following items must be included in your written Plan of Correction:

- Describe the safety plan you have in place to ensure that a child will not leave the Center premises without your knowledge.
- Describe what you have changed within the daily routine to ensure that children are adequately supervised in all areas of the Center.
- Indicate how all current and future Center staff members will be aware of the newly developed safety plan and changes in the daily routine described in the plan of correction.

Please submit your written Plan of Correction to Shonna Werth, Child Care Resource Specialist; P.O. Box E, Lexington, NE 68850 within ten calendar days after you receive this letter.

FAILURE TO SUBMIT CORRECTIVE ACTION PLAN:

If you do not submit a written Plan of Correction, or the written Plan of Correction is not approved, the department may discipline your license by imposing one or a combination of the following types of disciplinary action:

- (a) Issue a probationary (disciplinary) license;
- (b) Suspend or revoke a provisional, probationary, or operating license;

- (c) Impose a civil penalty of up to five dollars per child, based upon the number of children for which the program is authorized to provide child care on the effective date of the finding of violation, for each day the program is in violation;
- (d) Establish restrictions on new enrollment in the program;
- (e) Establish restrictions or other limitations on the number of children or the age of the children served in the program; or
- (f) Establish other restrictions or limitations on the type of service provided by the program.

If you have any questions regarding this letter, please contact Shonna Werth, Child Care Inspection Specialist at 308/324-7989 or Harriet Spelts, Child Care Resource Supervisor at 308/535-8246 or toll free at 1-877-629-1007.

Thank you.

Sincerely,



Harriet Spelts, Child Care Resource Supervisor
Child Care Licensing Program - Credentialing Division
Regulation and Licensure
200 South Silber
North Platte, NE, 69101

cc: Shonna Werth, Child Care Inspection Specialist
Marsha Wanderssee, Administrative Assistant II
Wanda McGraw, Resource Development Worker