

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

January 16, 2018

LUCY'S DAYCARE
Denise Gallardo, Licensee
4645 S. 52nd Street
Lincoln, NE 68516

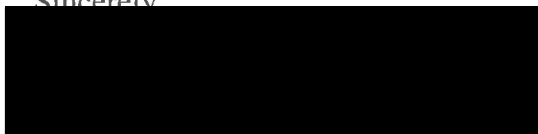
Dear Ms. Gallardo:

In accordance with the letter written by Kathee Sanchez, Child Care Licensing Supervisor, on January 10, 2018, your original License to operate a Family Child Care Home II 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 January 10, 2018, and it will remain in effect until July 10, 2018. Upon completion of this term, a new license will be issued to you.

At this time we ask that you submit your current license by return mail, within the next seven (7) days, to DHHS, Division of Public Health, Licensure Unit, Attn: Chris Kort, 301 Centennial Mall South, Lincoln, NE 68509-4986.

If you have any questions, please contact Kathee Sanchez, Child Care Licensing Supervisor, at (402) 471-9302.

Sincerely,



Becky Wisell, Administrator
Licensure Unit
301 Centennial Mall South
Lincoln, NE 68509-4986

BW/dcp

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

Denise Gallardo

is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating Family Child Care Home II
located at: **4645 S 52ND ST Lincoln NE 68516**

A maximum of **12** children in ages **6 WKS** to **6 YRS** may be in attendance at any one time during the hours of **0700** to **1730** on **MTWTHF**.

LUCY'S DAYCARE is hereby issued License No. **FII8894**

whose status is **Active-Corrective Action Status** effective from **01/10/2018**

Amended: **01/16/2017**

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 **January 17, 2018**.



Thomas L. Williams, MD Chief Medical Officer
Director, Division of Public Health
Department of Health and Human Services

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Pete Ricketts, Governor

January 10, 2018

Lucy's Daycare
C/o Denise Gallardo
4645 S 52nd St
Lincoln NE 68516

Dear Ms. Gallardo;

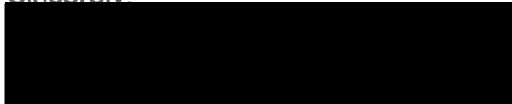
The Nebraska Department of Health and Human Services, Office of Children's Services Licensing received your corrective action plan accepting Corrective Action Status. The attached corrective action plan has been reviewed and approved effective January 10, 2018. (Please post this plan at your facility).

A new license, identified with 'Corrective Action Status' will be mailed to your facility. The new license is to be posted in a prominent location. The license status will be in effect for a period from the date of approval, January 10, 2018 to July 10, 2018.

Compliance with the terms of the Corrective Action Status will be monitored by announced and unannounced inspections to your facility by Child Care Licensing staff. Any violation may be grounds for discipline as the Office of Children's Services Licensing program may determine appropriate.

If you have questions regarding this letter, please contact Lori Pflanz, Child Care Inspection Specialist, 402-471-9102 or me.

Sincerely,



Kathee Sanchez
Child Care Licensing Supervisor
301 Centennial Mall South
PO Box 94986
Lincoln, NE 68509-4968
Phone (402) 471-9193 FAX (402) 471-6407
kathee.sanchez@nebraska.gov

cc:

Lori Pflanz – Child Care Inspection Specialist
Rita Krusemark Program Specialist

✓ File

NEBRASKA

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DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

December 27, 2017

Certified and First Class Mail

Lucy's Daycare
C/o Denise Gallardo
4645 S 52nd St
Lincoln NE 68516

Dear Ms. Gallardo;

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....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.

On October 18, 2017, Lori Pflanz, Child Care Inspection Specialist (CCIS), conducted an unannounced annual inspection. CCIS Pflanz noted a number of non-compliances at time of inspection. Non-compliances were as follows: licensee qualifications; provider records; children's records, parent information, immunization records; approved sleep surfaces for infants; fitted sheets on playpen mattresses; housekeeping and maintenance; diapering and toileting, food safety, housekeeping and maintenance, animals/pets and environmental services.

Upon review of your file it was noted that there are a number of the violations are repeat violations.

Repeat violations are:

- Health Information report –12/16/2015, 10/19/2016, 10/18/2017
- Children's Records – 12/16/2015, 10/19/2016, 10/18/2017
- Not providing documentation of parent receiving handbook – 12/16/2015,10/18/2017
- Immunization record unavailable on children in care - 10/19/2016, 10/18/2017
- Infant and Toddler Care – 12/16/2015,10/18/2017
- Proof of Liability Insurance – 10/19/2016, 10/18/2017

NAC 391 2-006.01 Licensee Qualifications and Requirements: The Family Child Care Home I licensee must:

7. Be in compliance with all regulations whenever any children are in care;

NAC 391 2-006.02F Health Information Report: The applicant must submit a completed and signed Health Information Report on a form provided by the Department for him/herself as part of the initial application. All staff who are responsible for the care and supervision of children more than 20 hours per week must complete the report within 30 days of hiring. The Health Information Report must be completed annually.

NAC 391 2-006.06 Child's Record: A Child's Record must be completed before the child's enrollment. The record must be kept current and available for review upon request by the Department. A Child's Record form may be used or a form may be created and must contain the following information for each child:

1. Name of child;
2. Birthdate of child;
3. Enrollment date;
4. Date care ceased, if applicable;
5. Parent or guardian's home address and telephone number;
6. Parent or guardian's employment address and telephone number;
7. Individual(s) to whom the child may be released by the caregiver;
8. Individual(s) who will take responsibility for the child in an emergency when the parent or guardian cannot be reached;
9. Consent to contact a physician in an emergency;
10. Current health status of the child; and
11. List of child's allergies and intolerance to food, insect bites, or stings, or other factors that result in a medical reaction, and clear instructions in the event of an exposure to the factor.

NAC 391 2-006.07 Parent Information Brochure: At the time of enrollment, the licensee must give the parent(s) of each enrolled child a Parent Information Brochure provided by the Department. The licensee must keep receipts signed and dated by the parent and make them available for review by the Department.

NAC 391 2-006.11 Immunizations: Within 30 days of a child's enrollment, the licensee must obtain a copy of each enrolled child's immunization record. Immunization records must be available for review upon request by the Department and updated each time the child receives additional immunizations. Each child's immunization record must include:

1. Documentation of age-appropriate immunization;

NAC 391 2-006.16 Infant/Toddler Care: If care is provided to infants and/or toddlers, the licensee and staff must: ...

5. Obtain and keep on file a signed and dated statement by the parent(s) that describes the formula and feeding schedule for each infant in care;

Neb. Rev. Stat 71-1911.03 Proof of Liability Insurance

Based on the facts presented above and the regulations violated, the department is placing your operating license on Corrective Action Status for a period of six (6) months.

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:

1. Identification of issue(s) of concern;
2. Provisions for how you will correct and maintain compliance;
3. Specify the written documentation to be provided to the Department;
4. Identify who is responsible (include position titles) for corrections and maintenance of compliance; and
5. Timelines.

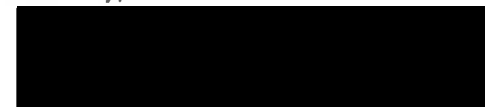
Please submit your written Plan of Correction to Lori Pflanz, Child Care Inspection Specialist, Nebraska Department of Health and Human Services, Office of Children's Services Licensing, 301 Centennial Mall South, PO Box 94986, Lincoln NE 68509-4986 **within ten calendar days** after you receive this letter.

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:

1. Issue a probationary (disciplinary) license;
2. Suspend or revoke a provisional, probationary, or operating license;
3. 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;
4. Establish restrictions on new enrollment in the program;
5. Establish restrictions or other limitations on the number of children or the age of the children served in the program; or
6. Establish other restrictions or limitations on the type of service provided by the program.

If you have questions regarding this letter, please contact Lori Pflanz, Child Care Inspection Specialist at 402-471-9102 or Kathee Sanchez, Child Care Licensing Supervisor at 402-471-9193.

Sincerely,



Kathee Sanchez
Child Care Licensing Supervisor
Children's Services Licensing
Licensure Unit
P.O. Box 94986
Nebraska State Office Building, First Floor
301 Centennial Mall South
Lincoln, NE 68509-4986

Cc: Lori Pflanz, Child Care Inspection Specialist
Rita Krusemark, Program Specialist