

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

September 13, 2017

DIAPERS 2 DIPLOMAS CHILD CARE & LEARNING CENTER, LLC
April Kane, Owner/Director
5310 S. 52nd Street
Omaha, NE 68117

Dear Ms. Kane:

In accordance with the letter written by Jo Pfeiffer, Child Care Licensing Supervisor, on September 11, 2017, 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 September 11, 2017, and it will remain in effect until March 11, 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: Rita Krusemark, 301 Centennial Mall South, Lincoln, NE 68509-4986.

If you have any questions, please contact Jo Pfeiffer, Child Care Licensing Supervisor, at (402) 595-3335.

Sincerely,

A handwritten signature in cursive script, appearing to read "Becky Wisell".

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

DIAPERS 2 DIPLOMAS CHILD CARE & LEARNING CENTER LLC
is hereby authorized in compliance with laws of the State of Nebraska to establish and conduct an
Operating Child Care Center
located at: **5310 SOUTH 52nd ST Omaha NE 68117**

A maximum of **124** children in ages **6 WKS** to **12 YRS** may be in attendance at any one time during the hours of **0600** to **1800** on **MTWTHF**.

DIAPERS 2 DIPLOMAS CHILD CARE & LEARNING CENTER LLC is hereby issued License No. **CCC9426**

whose status is **Active-Corrective Action Status** effective from **09/11/2017**

Amended: **09/11/2017**

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 **September 14, 2017**.



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

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

September 11, 2017

Diapers 2 Diplomas Child Care and Learning Center
5310 South 52nd St.
Omaha, NE 68117
Attention April Kane, owner/director

Dear Ms. Kane;

The Nebraska Department of Health and Human Services, Children's Services Licensing, has received your corrective action plan. The attached corrective action plan received on August 28, August 30, and September 11, has been reviewed and given final approval effective September 11, 2017.

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. This license status will be in effect for a period of six months from the date of approval, September 11, 2017 until March 11, 2018.

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

If you have any questions, please contact Stef Sellers, Child Care Inspection Specialist, at 402-595-3340 or me.

Sincerely, 


Jo Pfeiffer, Child Care Licensing Supervisor
Office of Children's Services Licensing
Department of Health and Human Services
1313 Farnam St.
Omaha, NE 68102

Cc: Stef Sellers, Child Care Inspection Specialist
Heather Stryker, Resource Development Supervisor
Rita Krusemark, DHHS Program Specialist

RECEIVED TIME SEP 11 - 10:34AM

* By initialing this sheet, we confirm that, at said time, no state regulations were witnessed being violated. April Kane & Jennifer Timmerman

	A	B	C	D	E	F	G	H
		Date	Time/Sign	Date	Time/Sign	Date	Time/Sign	Date
1								
2								
3	Infant Room	9/1/2017	9:15am	5-Sep	10:45	6-Sep	2:30	
4			AS		JT		JT	
5	Wobbler Room	1-Sep	10:10am	5-Sep	2:30	6-Sep	8:30	
6			JT		JT		JT	
7	Toddler Room	1-Sep	1:45pm	5-Sep	11:15	6-Sep	2:00	
8			AS		JT		JT	
9	Preschool Room	1-Sep	9:30am	5-Sep	11:00	6-Sep	9:00	
10			AS		JT		JT	
11	PreK Room	1-Sep	12:05pm	5-Sep	9:30	6-Sep	4:30	
12			AS		JT		JT	
13								
14								
15	Infant Room	7-Sep	9:30	8-Sep	11:15am	11-Sep	8:30	
16			JT		AS		JT	
17	Wobbler Room	7-Sep	11:15am	8-Sep	11:20am	11-Sep	9:05	
18			AS		AS			
19	Toddler Room	7-Sep	3:15	8-Sep	9:30am	11-Sep		
20			JT		JT			
21	Preschool Room	7-Sep	10:15am	8-Sep	3:00	11-Sep		
22			AS		JT			
23	PreK Room	7-Sep	9:25am	8-Sep	11:30am	11-Sep		
24			AS		AS			
25								
26								
27	Infant Room	12-Sep		13-Sep		14-Sep		
28								
29	Wobbler Room	12-Sep		13-Sep		14-Sep		
30								
31	Toddler Room	12-Sep		13-Sep		14-Sep		
32								
33	Preschool Room	12-Sep		13-Sep		14-Sep		
34								
35	PreK Room	12-Sep		13-Sep		14-Sep		
36								
37								
38	Infant Room	15-Sep		18-Sep		19-Sep		
39								
40	Wobbler Room	15-Sep		18-Sep		19-Sep		
41								
42	Toddler Room	15-Sep		18-Sep		19-Sep		
43								
44	Preschool Room	15-Sep		18-Sep		19-Sep		
45								
46	PreK Room	15-Sep		18-Sep		19-Sep		

Diapers 2 Diapers





Plan of Correction

1. Identification of issues of concern:

- a. 391 NAC 3-008.01 Denial and Disciplinary Action
- b. 391 NAC 3-006.20 A prohibited form of discipline. #9 Handling Roughly
- c. 391 NAC 3-006.02 Director Requirements

2. Provisions for how you will correct and maintain compliance:

Staff members will be taking the Safe with You/Child Abuse & Neglect class as a refresher. We will have a Staff meeting on September 11, 2017, to get input from each Staff member about any questions or concerns they may have, regarding other Staff members, children, rules and regulations. I will remind the Staff on how to handles issues in the proper way. I will also remind them on who to call about concerns & when to call. The Assistant Director and I will carefully monitor all classrooms on a daily basis. If any Staff members are observed violating any State regulations, they will be immediately disciplined for their actions & the Department will be notified.

The Staff member accused of the above accusations is no longer employed at Diapers 2 Diplomas Child Care & Learning Center.

3. Specify the written documentations to be provided to the department:

I will send the department copies of all the Safe with you/Child Abuse & Neglect certificates from each Staff member. I will also send the department a role call attendance sheet from the September 11th Staff Meeting.

4. Identify who is responsible for corrections & maintenance of compliance:

April Kane-Director/Owner
Jennifer Timmerman-Assistant Director

5. Timelines:

The Staff meeting will be held on September 11, 2017

The Safe with You/Child Abuse & Neglect class will be on September 16,2017

	A	B	C	D	E	F	G	H
1		Date	Time	Date	Time	Date	Time	Date
2								
3	Infant Room	9/1/2017		5-Sep		6-Sep		
4								
5	Wobbler Room	1-Sep		5-Sep		6-Sep		
6								
7	Toddler Room	1-Sep		5-Sep		6-Sep		
8								
9	Preschool Room	1-Sep		5-Sep		6-Sep		
10								
11	PreK Room	1-Sep		5-Sep		6-Sep		
12								
13								
14								
15	Infant Room	7-Sep		8-Sep		11-Sep		
16								
17	Wobbler Room	7-Sep		8-Sep		11-Sep		
18								
19	Toddler Room	7-Sep		8-Sep		11-Sep		
20								
21	Preschool Room	7-Sep		8-Sep		11-Sep		
22								
23	PreK Room	7-Sep		8-Sep		11-Sep		
24								
25								
26								
27	Infant Room	12-Sep		13-Sep		14-Sep		
28								
29	Wobbler Room	12-Sep		13-Sep		14-Sep		
30								
31	Toddler Room	12-Sep		13-Sep		14-Sep		
32								
33	Preschool Room	12-Sep		13-Sep		14-Sep		
34								
35	PreK Room	12-Sep		13-Sep		14-Sep		
36								
37								
38	Infant Room	15-Sep		18-Sep		19-Sep		
39								
40	Wobbler Room	15-Sep		18-Sep		19-Sep		
41								
42	Toddler Room	15-Sep		18-Sep		19-Sep		
43								
44	Preschool Room	15-Sep		18-Sep		19-Sep		
45								
46	PreK Room	15-Sep		18-Sep		19-Sep		

	A	B	C	D	E	F	G	H
47	Infant Room	20-Sep		21-Sep		22-Sep		
48								
49	Wobbler Room	20-Sep		21-Sep		22-Sep		
50								
51	Toddler Room	20-Sep		21-Sep		22-Sep		
52								
53	Preschool Room	20-Sep		21-Sep		22-Sep		
54								
55	PreK Room	20-Sep		21-Sep		22-Sep		
56								
57								
58								
59	Infant Room	25-Sep		26-Sep		27-Sep		
60								
61	Wobbler Room	25-Sep		26-Sep		27-Sep		
62								
63	Toddler Room	25-Sep		26-Sep		27-Sep		
64								
65	Preschool Room	25-Sep		26-Sep		27-Sep		
66								
67	PreK Room	25-Sep		26-Sep		27-Sep		
68								
69								
70								
71	Infant Room	28-Sep		29-Sep				
72								
73	Wobbler Room	28-Sep		29-Sep				
74								
75	Toddler Room	28-Sep		29-Sep				
76								
77	Preschool Room	28-Sep		29-Sep				
78								
79	PreK Room	28-Sep		29-Sep				

NEBRASKA

Good Life. Great Mission.

DEPT. OF HEALTH AND HUMAN SERVICES



Pete Ricketts, Governor

August 15, 2017

Diapers 2 Diplomas Child Care & Learning Center
 5310 South 52nd Street
 Omaha, NE 68117
 Attention April Kane, owner/director

Certified Mail and Regular Mail

Dear Ms. Kane;

Nebraska Revised Statutes, section 71-1911 (4), of the Child Care Licensing Act provides that the department may place a license on Corrective Actions 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 corrections that has been approved by the department.

FACTS:

On 7-11-17, the Office of Children's Services Licensing substantiated allegations that a specific staff person, E.R., was witnessed by other staff members, on more than one occasion, handling toddlers in a rough or forceful manner i.e., flipping toddlers over during naptime, leaving red marks on toddler's arms, and forcing toddlers to sit down by grabbing their shoulders. The Department also substantiated that no report(s) were made by child care center staff to the Nebraska Abuse/ Neglect Hotline after observing this behavior.

REGULATORY BASIS:

NAC 391 3-008.01 Denial and 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 program;

NAC 391 NAC 3-006.20A Prohibited Forms of Discipline: The following actions are prohibited as a form of discipline: 9. Handling roughly.

NAC 391 3-006.02 Director Requirements. Immediately file a report with the Child Abuse-Neglect Hotline (1-800-652-1999) and/or appropriate local law enforcement agency when s/he has reason to believe child abuse, neglect, or sexual abuse may be occurring in the child care center, in the child's home, or elsewhere, or ensure that a report is filed;

Helping People Live Better Lives



Based on the facts presented above and regulations violated, the department is placing your Provisional license on Corrective Action Status for a period of six 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 concerns;
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.

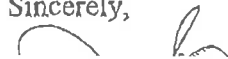
Please submit your written Plan of Correction to Stef Sellers, Child Care Inspection Specialist, Nebraska Department of Health and Human Services, Office of Children's Services Licensing, 1313 Farnam St., Omaha, NE 68102 within ten calendar days after you receive this letter.

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 violations 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 any question regarding this letter, please contact Stef Sellers, Child Care Inspection Specialist at 402-595-3340 or Jo Pfeiffer, Child Care Licensing Supervisor at 402-595-3335.

Sincerely,



Jo Pfeiffer, Child Care Licensing Supervisor
 Office of Children's Services Licensing
 Nebraska Department of Health and Human Services
 1313 Farnam St., 3rd floor
 Omaha, NE 68102

cc: Stef Sellers, Child Care Inspection Specialist
 Heather Stryker, RD supervisor
 Office of Children's Services Licensing, Central Office

Helping People Live Better Lives