
Date Issued	February 20, 2025	Status	Closed
Provider Name	<u>Learning Tree</u>		
Provider ID	<u>1742293772</u>		
Provider Address	<u>606 29th St, Spearfish, SD 57783, USA</u>		
Provider Contact	<u>Lexie Cathcart</u>		

The items listed below are those that the provider was not in compliance with at the time of the inspection.

Compliance Plan Action #1

Administrative Rule:

67:42:17:02

Before submitting to the department an application for licensure, a center or school-age program shall submit to the department a copy of a building, renovation, or alteration plan, and obtain the department's approval of the plan. The department shall, within sixty days after receiving a completed application, provide to the applicant written notice of the department's approval or denial of licensure or registration. If the department denies the licensure or registration, the department shall provide the reason for the denial. An applicant may reapply after taking corrective action related to each reason listed in the denial.

Summary of Non-Compliance Finding:

The final walk through by the City of Spearfish has not been completed.

The fire and sprinkler system needs to be operational and testing of the system must be on file for viewing during the inspection. The system was inspected but the report/documentation was not available at the time of inspection.

Corrections to be Made:

*City approval must be obtained and verification must be submitted. The inspection is scheduled for 2-6-2025.

*Verification of the report/inspection of the fire alarm system must be submitted.

Corrections Made:

The final walk through was completed by the City of Spearfish on 2-6-25. The program received final approval from the City

Anticipated Completion Date:
February 14, 2025

Date Completed:
February 06, 2025

Compliance Plan Action #2

Administrative Rule:

67:42:17:39

For family day care providers, unused electrical outlets must have an outlet plug cover, have a tamper-resistant cover, or be made inaccessible to a child. For center and school-age programs, unused electrical outlets must have a self-closing outlet cover or tamper-resistant cover.

Summary of Non-Compliance Finding:

The program did not have self-closing, tamper resistant outlet covers.

Corrections to be Made:

*The program must install tamper resistant outlet covers, or install blank outlet covers.

Corrections Made:

*The director purchased blank plates and covered the outlets while the Department of Public Safety was still present at the inspection.

Anticipated Completion Date:

February 14, 2025

Date Completed:

February 06, 2025

Compliance Plan Action #3

Administrative Rule:

67:42:17:37

Center and school-age programs operating outside of a school building shall follow applicable construction and fire safety requirements, as outlined in chapters 61:15:05 and 61:15:06. School-age programs operating in a school building shall follow applicable construction and fire safety requirements, as outlined in chapters 61:15:01, 61:15:02, and 61:15:07.

A family day care home must have the following fire safety measures in place:

- (1) A working smoke detector must be located on each level of the home;
- (2) A fully charged, portable fire extinguisher, with a minimum 2A rating, as identified on the extinguisher label, must be kept in or within fifteen feet of the kitchen or food preparation area;
- (3) A carbon monoxide detector must be installed, according to the manufacturer's instructions, if a fuel burning appliance is present in the home;
- (4) Each level of the home must have at least two remote exits that shall remain clear of obstructions. One of these exits must be a standard-sized door, and the other may be either a standard-sized door or an unobstructed, operable window, having at least five square feet of openable space, with a minimum width of twenty inches and a minimum height of twenty-four inches; and
- (5) Whenever a portable space heater, a wood burning stove, or a fireplace is in use, the heater, stove, or fireplace must be inaccessible to children.

Summary of Non-Compliance Finding:

The program did not have escutcheon plates on three sprinkler heads. The Fire Marshal's office was contacted and stated that the plated need to be installed.

Corrections to be Made:

Program will follow recommendations of the State Fire Marshal's Office on how to correct and will ensure that the escutcheon plates are installed.

Corrections Made:

The escutcheon plates were installed.

Anticipated Completion Date:

February 14, 2025

Date Completed:

February 06, 2025

Compliance Plan Action #4

Administrative Rule:

67:42:17:38

The following must be inaccessible to a child:

- (1) Firearms;
- (2) Pellet guns, BB guns, and cap guns;
- (3) Matches and lighters;
- (4) Tobacco products;
- (5) Choking and strangulation hazards;
- (6) Items capable of being pulled or tipped onto a child;
- (7) A platform measuring more than thirty inches above ground level, unless surrounded by a railing that is at least thirty-six inches tall with no more than five inches between openings; and
- (8) Other hazardous condition as identified by the department.

The department may direct a provider to remove or correct a hazardous condition or circumstance not covered in this chapter, if the department considers the conditions or circumstances to have the potential to cause injury or illness to the children in care.

Summary of Non-Compliance Finding:

An ivy decoration was hanging from a mirror in room 107.

Corrections to be Made:

The ivy must be removed as it is a strangulation hazard.

Corrections Made:

The ivy was moved immediately while the Department of Public Safety was there.

Anticipated Completion Date:
February 06, 2025

Date Completed:
February 06, 2025

Compliance Plan Action #5

Administrative Rule:

67:42:17:34

A center program must have available a minimum of thirty-five square feet of play space indoors and fifty square feet of play space outdoors for each child. A school-age program must have a minimum of twenty-five square feet of play space indoors and fifty square feet of play space outdoors for each child. Playgrounds and parks may be used for outdoor play space.

Summary of Non-Compliance Finding:

On site measurement of restroom (104"x81"= 58.5 square feet) and sprinkler closet (37.5"x98"=25.52 square feet) reduces dimensions of room 107 by 2.4 clients Room 107 (Plans had room 107 as 21ft x 30 measurement. Measurement of restroom (83"x103.5"=59.7 square foot) reduces dimensions of room 206 by 1.7 clients.

Corrections to be Made:

The program will submit new measurements of the rooms to be reviewed for accurate capacity.

Corrections Made:

The program submitted new measurements of the rooms and capacities of the rooms were determined and will be noted on the license.

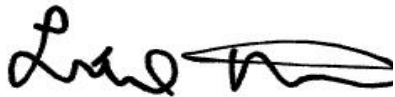
Anticipated Completion Date:
March 07, 2025

Date Completed:
February 28, 2025

Your signature below certifies you have read and understand the non-compliance findings and agree to make corrections to be compliant with the identified administrative rules.

Lexie Cathcart

Printed Name of Provider/Agency Contact



Signature of Provider/Agency Contact

February 20, 2025

Date

The Department of Social Services, Office of Licensing and Accreditation has reviewed and accepted the above plan.

Tina Uecker

Printed Name of DSS Staff



2/18/2025, 3:45:20 PM

Signature of DSS Staff:

February 18, 2025

Date