

Date Issued	September 12, 2025	Status	Closed
Provider Name	EPS Early Learning And Youth Development Center-YMCA		
Provider ID	759005339		
Provider Address	402 S Douglas St, Elk Point, SD 57025, USA		
Provider Contact	Abigail Schultz		

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:

67:42:17:13

All child care providers, program employees age fourteen and older, and family day care household members age eighteen and older, shall meet federal background check requirements. An individual may not provide care, or work in a child care setting, if the individual's background check reveals:

- (1) A crime that indicates harmful behavior towards children;
- (2) A crime of violence, as defined in SDCL 22-1-2, or in a similar statute from another state;
- (3) A sex crime pursuant to SDCL chapters 22-22 or 22-24A, SDCL 22-22A-3, or similar statutes from another state;
- (4) A felony conviction for domestic abuse, physical assault, battery, kidnapping, or arson;
- (5) Any other felony conviction, within the preceding five years; or
- (6) A substantiated report of child abuse or neglect.

A family day care provider may not provide care in the provider's home, if any household member's background check reveals any item listed in this section.

A background check is required at least once every five years.

Summary of Non-Compliance Finding:

At the time of the inspection, one staff did not have a cleared out of state background check on file.

Corrections to be Made:

Documentation of cleared out of state background check to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Documentation of cleared background received on 09-10-2025

Anticipated Completion Date:
September 30, 2025

Date Completed:
September 10, 2025

Compliance Plan Action #2

Administrative Rule:

67:42:17:43

A provider shall have:

- (1) A written emergency preparedness and response plan for emergencies resulting from a natural disaster or a man-caused event;
- (2) A written plan for evacuation, relocation, shelter-in-place, or a lock-down, that includes accommodations for infants, toddlers, and children with disabilities or medical conditions;
- (3) A written procedure for communication and reunification with parents; and
- (4) A written procedure for the continuity of operations.

A provider shall practice the evacuation, shelter-in-place, and lock down procedures, outlined in the emergency preparedness and response plan, at least twice each calendar year. The provider shall document the dates on which the procedures are practiced. A provider shall communicate the emergency preparedness and response plan to each individual at the time the individual begins employment.

Except for family day care, all child care providers shall have liability insurance. Proof of current liability insurance shall be made available to the department, upon request.

Summary of Non-Compliance Finding:

At the time of the inspection staff were not aware of the alternate location for evacuation on the emergency preparedness plan.

Corrections to be Made:

Provider to review alternate location with all staff and documentation to be provided to the Office of Licensing and Accreditation.

Corrections Made:

The director reviewed the emergency preparedness plan with all staff on 09-18-25.

Anticipated Completion Date:

September 30, 2025

Date Completed:

September 18, 2025

Compliance Plan Action #3

Administrative Rule:

67:42:17:27

Before any medication is administered to a child, permission of the parent or guardian must be documented and must include the name of the child, the name of the medication, and the dates, times, and dosage of the medication.

The medication must be provided by the parent and kept in the original container, with the original label. The label for a prescription medication must contain the child's name, the amount and frequency of dosage, the expiration date, the physician or other licensed practitioner's name, and instructions for storage. The medication must be returned to the parent when no longer needed or expired.

The provider shall document, in the child’s record, any medication administered to a child and shall include the dose, the name of the child, the time and date administered, and the name of the person administering the medication. The documentation must be retained for at least six months and be made available to the child's parent upon request.

Summary of Non-Compliance Finding:

At the time of the inspection, one child did not have written permission for administration of a medication.

Corrections to be Made:

Documentation of permission to be provided to the Office of Licensing and Accreditation.

Corrections Made:

The child no longer attends the program.

Anticipated Completion Date:
September 30, 2025

Date Completed:
September 25, 2025

Compliance Plan Action #4

Administrative Rule:

67:42:17:29

A provider shall have a written care plan for each child who has a known food allergy. The plan must contain instructions regarding any food allergens, steps to be taken to avoid that food, and a detailed treatment plan to be implemented if the child has an allergic reaction.

Summary of Non-Compliance Finding:

At the time of the inspection, one child did not have a written care plan for a food allergy.

Corrections to be Made:

A copy of the written care plan to be provided to the Office of Licensing and Accreditation.

Corrections Made:

The child no longer attends the program

Anticipated Completion Date:
September 30, 2025

Date Completed:
September 25, 2025

Compliance Plan Action #5

Administrative Rule:

67:42:17:24

Before a child may be admitted to a registered or licensed day care provider, the provider must require the child's parent or guardian to submit a statement, signed by a licensed physician, physician's assistant, certified nurse practitioner, or community health nurse, or an immunization record from the South Dakota Immunization Information System, showing that the child meets the minimum immunization requirements according to 45 C.F.R. § 98.41(a)(1)(i)(A), in effect on September 30, 2016.

The provider shall ensure that immunizations of all children are current.

For children who begin the series late or are more than one month behind in immunizations, the documentation must show progress toward achieving immunization requirements, as determined by a licensed physician, or other licensed practitioner. A grace period may be approved by the department for a child experiencing homelessness or a child in foster care.

A child is exempt from meeting the minimum age-specific immunization levels if:

- (1) The child's parent or guardian has certification from a licensed physician, or other licensed practitioner, stating that the physical condition of the child is such that an immunization would endanger the child's life or health; or
- (2) The child's parent or guardian has signed a written statement that the child is an adherent to a religious doctrine whose teachings are opposed to such immunizations.

If a child becomes ill while at a day care, the provider must separate the child from other children and notify the child's parents. If any child in the program contracts a communicable disease, the provider must notify the Department of Health. The program provider shall follow the Department of Health's recommendations for addressing a situation involving a communicable disease.

To prevent the spread of an infestation or infectious disease, a program shall provide an individual storage unit or container for each child's personal articles.

Summary of Non-Compliance Finding:

At the time of the inspection, two children did not have current immunizations on file.

Corrections to be Made:

Documentation of current immunizations to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Copies of current shot records were received.

Anticipated Completion Date:

September 30, 2025

Date Completed:

September 25, 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.

Abigail Schultz

Printed Name of Provider/Agency Contact



September 10, 2025

Signature of Provider/Agency Contact

Date

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

Rita Trager

Printed Name of DSS Staff



9/5/2025, 3:49:55 PM

Signature of DSS Staff:

September 05, 2025

Date