

Date Issued	September 12, 2025	Status	Closed
Provider Name	Crow Creek Tribal Daycare		
Provider ID	010604407		
Provider Address	223 Wacipi Wy, Fort Thompson, SD 57339, USA		
Provider Contact	Donna Voice		

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:**

Three providers did not have a cleared background check documentation on file.

**Corrections to be Made:**

The program will ensure that background checks are completed before an individual begins providing care to children or working in a childcare setting. The provider will ensure that no staff member works with children until a background clearance has been completed. The provider will submit documentation of the cleared background checks for the three employees to OLA.

**Corrections Made:**

Verification has been received.

**Anticipated Completion Date:**  
September 12, 2025

**Date Completed:**  
September 12, 2025

## Compliance Plan Action #2

### **Administrative Rule:**

67:42:17:15

A child care provider shall maintain a record for each employee that includes:

- (1) The employee's name and date of birth;
- (2) The dates on which the employee began and ended employment;
- (3) Documentation of orientation and ongoing annual training, if the employee provides direct care and supervision of children;
- (4) A statement that:
  - (a) Defines child abuse and neglect;
  - (b) Sets forth the employee's responsibility to report all incidents of child abuse or neglect in accordance with SDCL 26-8A-3 and 26-8A-8; and
  - (c) Is signed by the employee; and
- (5) The results of the background check.

All records required by this section must be reviewed and updated at least annually by the provider, made available to the department for verification of the contents, and retained by the provider for six months after the employee leaves the program.

### **Summary of Non-Compliance Finding:**

Nine employee records did not contain all the information as outlined in ARSD 67:42:17:15.

### **Corrections to be Made:**

The program will ensure that all information outlined in ARSD 67:42:17:15 is completed in all employee files. The provider will send documentation of the information that was missing at the time of the inspection to the Office of Licensing & Accreditation.

### **Corrections Made:**

Verification of all missing information has been received.

**Anticipated Completion Date:**  
September 12, 2025

**Date Completed:**  
October 10, 2025

## Compliance Plan Action #3

### **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:**

A capacity determination has not yet been made for the recently fenced outdoor playground area.

**Corrections to be Made:**

The capacity for the outdoor playground must be determined. The provider will submit a plot plan for the outdoor playground to the Office of Licensing & Accreditation in order to determine the outdoor playground capacity.

**Corrections Made:**

Outdoor playground measurements have been received.

**Anticipated Completion Date:**  
September 12, 2025

**Date Completed:**  
October 01, 2025

**Compliance Plan Action #4**

**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:**

The provider did not have a written emergency preparedness and response plan, documentation of two fire drills, two shelter-in-place drills, and two lockdown drills conducted in 2024, or current proof of liability insurance available during the inspection.

**Corrections to be Made:**

The provider will develop a written emergency preparedness and response plan, obtain current proof of liability insurance, and conduct and document required drills annually. The provider will submit a copy of the emergency

preparedness and response plan, current proof of liability insurance, and documentation of one fire drill, one shelter-in-place drill, and one tornado drill conducted since the inspection.

**Corrections Made:**

Verification of the emergency preparedness plan, current liability insurance, and drills have all been received.

**Anticipated Completion Date:**

September 12, 2025

**Date Completed:**

October 10, 2025

**Compliance Plan Action #5**

**Administrative Rule:**

67:42:17:42

A provider shall maintain a record for each child that includes:

- (1) The child's name and date of birth;
- (2) The parent or guardian's name and telephone number;
- (3) An emergency contact name and telephone number;
- (4) Parental permission for emergency medical treatment;
- (5) The names of individuals authorized to pick up the child;
- (6) Health information, including any allergies or special needs;
- (7) A current immunization record or, for a school-age program, the name of the child's school;
- (8) Parental permission for medication;
- (9) The child's attendance records;
- (10) The date of the child's enrollment; and
- (11) The date on which the child's enrollment ends.

The provider shall annually review and update each record required under this section, and make the child's record available to the department, upon request.

**Summary of Non-Compliance Finding:**

Three children's records were not maintained as outlined in ARSD 67:42:17:42.

**Corrections to be Made:**

The provider will ensure that all children's records are maintained and contain all information as outlined in regulation. The provider will submit documentation of the updated immunization records for two children and the signed written parental permission for medical care to the Office of Licensing & Accreditation.

**Corrections Made:**

Verification of missing immunization records and signed permission for emergency care has been received.

**Anticipated Completion Date:**

September 12, 2025

**Date Completed:**


September 12, 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.**

Donna Voice

Printed Name of Provider/Agency Contact

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Signature of Provider/Agency Contact

September 12, 2025

Date

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

Sarah Deakins

Printed Name of DSS Staff

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Signature of DSS Staff:

September 16, 2025

Date

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