

Date Issued	September 25, 2025	Status	In Process
Provider Name	PRODIGY LEARNING CENTER		
Provider ID	018042118		
Provider Address	705 Sioux Point Rd # 200, Dakota Dunes, SD 57049, USA		
Provider Contact	Kathy Soldati		

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 employee requires an updated background check as the individual turned 18 years of age. Another employee has been employed for five years and requires the five year, updated background check.

Corrections to be Made:

Documentation of the updated and cleared background checks for both employees to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Documentation of required cleared background checks were received on 10-17-2025.

Anticipated Completion Date:
October 23, 2025

Date Completed:
October 17, 2025

Compliance Plan Action #2

Administrative Rule:

67:42:17:18

All providers must obtain annual training in the topic areas identified in 45 C.F.R. § 98.41, in effect on September 30, 2016, or as identified by the department. Training must be documented and relevant to the provider's position as determined by the department. Training may include on-site or online classes. Pediatric cardiopulmonary resuscitation renewal may not be included in annual training.

Each director and provider of center and school-age programs counted in staff-child ratios shall complete ten hours of annual training.

Each provider of family day care counted in staff-child ratios shall complete six hours of annual training.

Orientation training hours qualify as annual training hours for each provider in the year the training was completed.

Every five years, all providers shall complete additional, advanced training in each of the training areas listed in § 67:42:17:17.

Summary of Non-Compliance Finding:

At the time of the inspection, one employee needs to complete Level II orientation training. In addition, three employees need to complete additional training hours.

Corrections to be Made:

Documentation of completed Level II and annual training hours to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Level II training certificate received on 10-20-2025.

Anticipated Completion Date:

October 23, 2025

Date Completed:

Compliance Plan Action #3

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, one child needs updated immunization records.

Corrections to be Made:

A copy of the updated immunization records to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Anticipated Completion Date:
October 23, 2025

Date Completed:

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:

At the time of the inspection, documentation of current public liability insurance is not available.

The provider did not practice the tornado drills and lock down drills twice during the year as required.

At the time of the inspection, some staff were unaware of some emergency preparedness procedures.

Corrections to be Made:

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

Documentation of dates of one lock down and one tornado drill to be provided to the Office of Licensing and Accreditation.

Emergency preparedness plan and evacuation procedures to be reviewed with all staff. Date of review to be provided to the Office of Licensing and Accreditation.

Corrections Made:

Documentation of liability insurance received on 10/17/25..

A meeting reviewing the EPP plan was completed with all staff on 10/15/2025.

Anticipated Completion Date:

October 23, 2025

Date Completed:

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.

Kathy Soldati

Printed Name of Provider/Agency Contact



Signature of Provider/Agency Contact

September 25, 2025

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



9/24/2025, 8:39:48 AM

Signature of DSS Staff:

September 24, 2025

Date
