

Date Issued March 13, 2026 Status Closed

Provider Name ST. AGNES RED AND GOLD

Provider ID 019524365

Provider Address 909 E Lewis St, Vermillion, SD 57069, USA

Provider Contact Josee Barth

**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:**

67:42:17:27

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:**

There was a expired medication on site.

**Corrections to be Made:**

The medication must be returned to the parent when no longer needed or expired.

**Corrections Made:**

The expired medication was disposed of immediately.

**Anticipated Completion Date:**

April 02, 2026

**Date Completed:**

March 04, 2026

### Compliance Plan Action #2

**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:**

The program did not have a written care plan for two children in care with a known food allergy. There was also one written care plan for a child with a known food allergy that needed to be updated.

**Corrections to be Made:**

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.

**Corrections Made:**

The program obtained a written care plan for two children in care with a known food allergy. There was also one written care plan for a child with a known food allergy that was updated.

**Anticipated Completion Date:**  
March 13, 2026

**Date Completed:**  
March 13, 2026

**Compliance Plan Action #3**

**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:**

There was 13 employee records that did not have all the required information outlined in ARSD 67:42:17:15.

**Corrections to be Made:**

Provider employee records should include all required information outlined in ARSD 67:42:17:15.

**Corrections Made:**

All employee records were updated to include the required information outlined in ARSD 67:42:17:15.

**Anticipated Completion Date:**

April 01, 2026

**Date Completed:**

April 29, 2026

**Compliance Plan Action #4**

**Administrative Rule:**

67:42:17:17

All providers shall, within ninety days after the date of employment, complete and obtain documentation of orientation training in the following areas:

- (1) Prevention and control of infectious diseases;
- (2) Prevention of sudden infant death syndrome and the use of safe sleep practices, if infant care is provided;
- (3) Administration of medication;
- (4) Prevention of and response to an emergency due to food allergies and other allergic reactions;
- (5) Building and physical premises safety;
- (6) Prevention of shaken baby syndrome and abusive head trauma, if infant care is provided;
- (7) Emergency preparedness and response planning for an emergency resulting from a natural disaster or man-caused event;
- (8) Handling and storage of hazardous materials and the appropriate disposal of biological contaminants;
- (9) Precautions in transporting a child, if the program provides transportation;
- (10) Recognition and reporting of child abuse and neglect;
- (11) Pediatric first aid;
- (12) Pediatric cardiopulmonary resuscitation; and
- (13) Child development.

Before a provider may care for children without supervision, the provider must complete orientation training in each of the areas listed in this section.

**Summary of Non-Compliance Finding:**

Not all providers completed orientation training within 90 days after their date of employment.

**Corrections to be Made:**

All providers shall, within ninety days after the date of employment, complete and obtain documentation of orientation training.

**Corrections Made:**

All providers completed orientation training and program administration is aware that all providers need to complete orientation training within 90 days of employment.

**Anticipated Completion Date:**

April 01, 2026

**Date Completed:**

April 29, 2026

**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:**

There were 17 children records that did not include all of the required information outlined in ARSD 67:42:17:42.

**Corrections to be Made:**

All children records need to include the required information outlined in 67:42:17:42.

**Corrections Made:**

All children records were updated to include all of the required information outlined in ARSD 67:42:17:42.

**Anticipated Completion Date:**

April 01, 2026

**Date Completed:**

March 18, 2026

**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.**

Josee Barth

Printed Name of Provider/Agency Contact



March 09, 2026

\_\_\_\_\_  
Signature of Provider/Agency Contact

\_\_\_\_\_  
Date

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

Brooke Flemmer

\_\_\_\_\_  
Printed Name of DSS Staff



3/4/2026, 2:00:19 PM

\_\_\_\_\_  
Signature of DSS Staff:

\_\_\_\_\_  
March 04, 2026

\_\_\_\_\_  
Date