

Date Issued May 14, 2026 Status Closed

Provider Name The Cubhouse at Copper Creek

Provider ID 018043226

Provider Address 6115 E Silver Maple Cir, Sioux Falls, SD 57110, USA

Provider Contact Gerilyne Phaisaly

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:

67:42:17:43

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, there was no emergency preparedness and response plan drill document available for OLA (Office of Licensing and Accreditation) to review. Additionally not all providers were aware what to do in the event of a lockdown.

Corrections to be Made:

A provider shall conduct and document evacuation, shelter-in-place, and lockdown drills as outlined in the Emergency Preparedness and Response Plan at least twice each calendar year. All providers must be familiar with the Emergency Preparedness and Response Plan, and the plan must be reviewed with each provider upon hire.

Corrections Made:

The program sent OLA their drill documentation from the previous year and conducted an additional lockdown and tornado drill. The program's emergency preparedness plan was reviewed with all providers.

Anticipated Completion Date:
June 11, 2026

Date Completed:
May 21, 2026

Compliance Plan Action #2

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 were four medications kept at the program that did not have a current medication authorization form.

Corrections to be Made:

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 returned to the parent when no longer needed or expired.

Corrections Made:

Two medications were returned to the parents and the program obtained a current written medication form for the other two medications kept at the program.

Anticipated Completion Date:
May 22, 2026

Date Completed:
May 21, 2026

Compliance Plan Action #3

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:

There were two children in care with a known food allergy that did not have a written care plan.

Corrections to be Made:

A provider shall have a written care plan for each child who has a known food allergy.

Corrections Made:

The program obtained a written care plan for all children in care with a known food allergy.

Anticipated Completion Date:

May 22, 2026

Date Completed:

May 21, 2026

Compliance Plan Action #4**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 seven children records that did not have current immunization records.

Corrections to be Made:

Children records should include all the required information outlined in ARSD 67:42:17:42.

Corrections Made:

All children records were updated to include current immunization records.

Anticipated Completion Date:

June 11, 2026

Date Completed:

June 09, 2026

Compliance Plan Action #5**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 three provider employee records that did not have their 5 year background check, three provider records did not have a signed child abuse and neglect statement, two provider records did not have current CPR, two provider records did not have their required level 2 orientation training, and 5 provider records did not have the required hours of annual training.

Corrections to be Made:

Provider employee records need to contain all the required information outlined in 67:42:17:15.

Corrections Made:

All provider employee records were updated to include all items outlined in 67:42:17:15.

Anticipated Completion Date:

June 11, 2026

Date Completed:

June 10, 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.

Gerilyne Phaisaly

Printed Name of Provider/Agency Contact



May 14, 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



5/11/2026, 11:17:11 AM

Signature of DSS Staff:

May 11, 2026

Date