Department of Education
Department of Job and Family Services

Center Complaint Inspection Summary Report

All licensed child care programs are inspected at least once each year. Non-compliances are documented and grouped as Serious, Moderate or Low risk violations. Documenting statements and supplemental information may be included in this report. Licensing inspection reports from the previous three years can be viewed on the child care website at http://jfs.ohio.gov/CDC/childcare.stm. This includes complaint investigation reports with substantiated allegations. For any other child care records, please contact the Child Care Help Desk at 1-877-302-2347, option 4.

Program Details		
Program Name The Nest Schools Rocky River	Program Number 000000305731	Program Type Child Care Center
Address 19315 HILLIARD BLVD ROCKY RIVER OH 44116		County CUYAHOGA

Inspection Information			
Inspection Type Complaint		Inspection Scope Partial	Inspection Notice Unannounced
Reviewer(s) REBECCA KOTEWICZ	Inspection Day 05/16/2022	Begin Time 7:30 AM	End Time 8:00 AM
Reviewer(s) REBECCA KOTEWICZ	Inspection Day 05/16/2022	Begin Time 10:00 AM	End Time 2:30 PM

Summary of Findings				
No. Rules Verified 9	No. Rules with Non-compliances 8	No. Serious Risk 1	No. Moderate Risk 3	No. Low Risk 4

Staff-Child Ratios at the Time of Inspection			
Group	**Age Group/Range**	**Ratio Observed**	**Comment**
Big Room/Gross Motor	30 months to < 36 months	6 to 36	AM arrival, Over group size.
Robins PS	4 years to < 5 years	1 to 6	
Penguins 2 PS	4 years to < 5 years	1 to 7	
Penguins 1	3 years to < 4 years	1 to 5	
Cardinals 2 OT	30 months to < 36 months	2 to 11	
Penguins 3 PS	3 years to < 4 years	1 to 7	
Infant 2	12 months to < 18 months	1 to 4	
Infant 1	0 to < 12 months	2 to 5	
Ducklings OI	12 months to < 18 months	2 to 12	Older infants and younger tods combined

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Complaint Allegations

If the program is star rated, the rating may be impacted if a serious or moderate risk non-compliance is cited. Ohio Administrative Code 5101: 2-12-03 details the process for submitting a request for a review if a program disagrees with a licensing finding. The request for review must be submitted within seven days from the receipt of the licensing report.

Domain:01 Ratio & Supervision

Rule: 5101:2-12-18 Ratio
Code: The program is required to maintain the appropriate staff to child ratio for each group served.

Allegation: Ratio is out in multiple classrooms on multiple occasions.

Determination: Substantiated

Findings: During the inspection, required staff/child ratios were not maintained for different groups on multiple occasions, as noted below:

The ratio determined for the mixed age group was 2 Child Care Staff Member(s) for 36 children. Additionally, a ratio of 2 Child Care Staff Member(s) for 17 children was determined for the toddler group.

Additional staff members must be hired or current Child Care Staff Members must be rescheduled to maintain compliance. Provide staff training. Submit the program's corrective action plan, which includes a statement that training was provided, to the Department to verify compliance with the requirements of this rule.

Risk Level: Moderate

Corrective Action Plan Due: 07/07/2022

Domain:01 Ratio & Supervision

Rule: 5101:2-12-18 Group Size
Code: The program is required to maintain the appropriate group size for each group of children served.

Allegation: Program is over allowable group size in the mornings

Determination: Substantiated

Findings: During the inspection, group size limitations were not maintained for the group of mixed ages in the big room as it was determined there were 36 children grouped together. The group size shall not exceed twice the maximum number of children allowed per Child Care Staff Member. Submit the program's corrective action plan to the Department to verify compliance with the requirements of this rule.

Risk Level: Low

Corrective Action Plan Due: 07/07/2022

Domain:05 Health & Safety

Rule: 5101:2-12-22 Meal and Snack Requirements
Code: Meals and snacks provided or served by the program must include all required food groups and meet the recommended daily dietary allowances as specified by the USDA.

Allegation: Milk was not served with lunch.

Determination: Substantiated

Findings: During the inspection, it was determined that a meal or snack at the program did not meet the requirements as noted in number(s) 9 below:

1. The breakfast served did not include foods from three of the four good groups.
2. Snack served did not include foods from two of the four food groups.
3. The meal did not provide 1/3 of the recommended daily dietary allowances as specified by the USDA.
4. Juice used to meet the fruit or snack component was not 100% undiluted fruit or vegetable juice.
5. The meal served did not include an item from the meat or meat alternative group.
6. The meal served did not include an item from the bread or grain group.
7. The meal served did not include two items from the fruit/vegetable group.
8. The meal served did not include a vegetable (two fruits were served).
9. The meal served did not include a serving of fluid milk.

Submit the program's corrective action plan to the Department to verify compliance with the requirements of this rule.

Risk Level: Moderate

Corrective Action Plan Due: 07/07/2022

Domain:08 Staff Files

Rule: 5101:2-12-08 Medical Statement
Code: The program staff medicals are required to be completed and on file at the program.

Allegation: Child care staff members working with children without a medical.

Determination: Substantiated

Findings: In review of the staff records, it was determined a completed medical examination statement for the employee(s) listed on the Employee Record Chart was not on file, as required by this rule. Submit the program's corrective action plan, which includes a copy of the completed employee medical statement, to verify compliance with the requirements of this rule.

Risk Level: Low

Corrective Action Plan Due: 07/07/2022

Summary of Additional Non-Compliances

Serious Risk Non-Compliances

Domain:00 License & Approvals

Rule: 5101:2-12-03 Inspection Requirements
Code: The program administrator and owner are required to provide true and accurate information.

Findings: During the inspection, it was determined that the program provided false information, in that the Administrator falsified employment records by hiding incomplete files, hiding staff and being untruthful to the State Licensing Specialist.

The rule requires the program to provide accurate and truthful information to the Department. Submit the program's corrective action plan to the Department to verify compliance with the requirements of this rule.

Corrective Action Plan Due: 06/12/2022

Moderate Risk Non-Compliances

Domain:08 Staff Files

Rule: 5101:2-12-09 Background Check Requirements
Code: The program is required to have all staff request background checks as required.

Findings: In review of the staff records, it was determined that background checks were not requested for the person(s) listed on the Employee Record Chart as noted in number(s) 1, 2 below:

1. Submitting the request for a background check for child care in the OPR.
2. Submitting fingerprints electronically according to the process established by BCI.

Submit the program's corrective action plan to the Department to verify compliance with the requirements of this rule.

Corrective Action Plan Due: 07/07/2022

Low Risk Non-Compliances

Domain:05 Health & Safety

Rule: 5101:2-12-16 Management of Communicable Disease
Code: The program is required to identify and respond to communicable diseases.

Findings: During the inspection, it was determined the program did not meet the requirements for responding to a communicable disease as noted in number(s) 1, 2 below.

1. The program did not follow the instructions on the JFS 08087 "Ohio Communicable Disease Chart".
2. The program did not report a communicable disease that is required to be reported to the local health department to ODJFS in OCLQS by the end of the next business day.

Technical assistance was provided at the time of inspection, and as discussed, please correct this rule noncompliance. A written response for this rule noncompliance is not required at this time.

Corrective Action Plan Due: 07/07/2022

Domain:08 Staff Files

Rule: 5101:2-12-08 Child Care Staff Member Educational Requirements
Code: The program staff is required to have educational verification on file at the program.

Findings: In review of the staff records, it was determined that verification of a high school education was not on file for Child Care Staff Member(s) listed on the Employee Record Chart, as required. Submit the program's corrective action plan, which includes a copy of the verification of a high school education, to the Department to verify compliance with the requirements of this rule.

Corrective Action Plan Due: 07/07/2022