



SENT VIA CERTIFIED MAIL AND REGULAR U.S. MAIL

Article No. 9589 0710 5270 1040 0515 23

January 24, 2024

Velenicia Davis
Rainbow of Beautiful Babies
4004 W Hope Ave
Milwaukee, WI 53216

RE: WARNING LETTER OF NONCOMPLIANCE

**Rainbow of Beautiful Babies
Facility Number: 2005842**

Dear Velenicia Davis:

This letter constitutes a warning to you Velenicia Davis, regarding substantial non-compliance with Chapter 48, Wis. Stats., and/or DCF 250, Wis. Administrative Code in the operation of Rainbow of Beautiful Babies, a licensed family child care center. Failure to correct these non-compliances may result in further Department action.

This warning is based on the Department's findings by licensing specialist Katrina Tarantino and Kristin Keck during a visit to the center on January 16, 2024. The Department finds that you have failed to meet requirements for a Family Child Care license in the following respect(s):

1. **DCF 250.04(6)(b)** states the licensee shall maintain a current, accurate written record of the daily attendance that includes the actual time of arrival and departure for each child and the child's birthdate. Contrary to DCF 250.04(6)(b), the attendance record did not include the children's birthdates. **This was previously cited on 7/19/23.**
2. **DCF 250.055(1)(a)** states each child shall be supervised by a provider to guide the child's behavior and activities, prevent harm, and ensure safety. Contrary to DCF 250.055(1)(a), two children were observed playing with a stack of chairs. One child was sitting on top of the stack of chairs, when another child pushed the stack of chairs over causing the child to fall onto the ground. The licensee observed the children playing and did not attempt to prevent harm or ensure safety.
3. **DCF 250.06(2)(c)** states potentially dangerous items and materials harmful to children, including power tools, flammable or combustible materials, insecticides, matches, drugs, and any articles labeled hazardous to children, shall be in properly marked containers and

stored in areas inaccessible to children. Contrary to DCF 250.06(2)(c), there were tubes of toothpaste in an unlocked cabinet in the bathroom, that were accessible to children. The label on the toothpaste container states keep out of reach of children under 6 years of age. **This was previously cited on 10/17/23 and 7/19/23.**

4. **DCF 250.06(2)(e)** states the center's indoor and outdoor child care space shall be free of hazards including any recalled products. Contrary to DCF 250.06(2)(e), there was a roll of aluminum foil with a sharp edge and a small screwdriver-like tool in drawers of a storage bin that were accessible to children. **This was previously cited on 10/17/23.**
5. **DCF 250.08(2)** states before transporting a child, a licensee shall obtain signed permission from the parent for transportation and emergency information for each child. Contrary to DCF 250.08(2), there was no signed permission or emergency information from the parents for the children transportation on 1/16/24.
6. **DCF 250.08(2)(a)** states before transporting a child the licensee shall obtain signed permission from the parent for transportation and emergency information for each child, including the purpose of the transportation and the parent's permission to transport the child for that purpose. Contrary to 250.08(2)(a), the purpose of transportation and parent/guardian permission to transport the child was not documented in the vehicle.
7. **DCF 250.08(2)(b)** states an address and telephone number where a parent or other adult can be reached in an emergency shall be obtained by the licensee and remain in the vehicle. Contrary to DCF 250.08(2)(b), an address or telephone number where a parent or other adult can be reached in an emergency was not available in the vehicle.
8. **DCF 250.08(2)(c)** states the name, address, and telephone number of the child's health care provider shall be obtained by the licensee and available in the vehicle. Contrary to DCF 250.08(2)(c), the name, address, and telephone number of children's health care providers was not available in the vehicle.
9. **DCF 250.08(2)(d)** states written consent from the child's parent for emergency medical treatment shall be available in the vehicle. Contrary to DCF 250.08(2)(d), written consent from the children's parents for emergency medical treatment was not available in the vehicle.
10. **DCF 250.08(3)** states the licensee shall ensure that written documentation of all of the following is maintained at the center and in any vehicle transporting children while the children are being transported. Contrary to DCF 250.08(3), there was no documentation of children being transported, permission/emergency information, or route and stops available in the vehicle.
11. **DCF 250.08(4)(b)** states before a driver who is not the licensee first transports children and annually thereafter, the licensee shall provide the driver with an orientation. The licensee shall document the training. Contrary to DCF 250.08(4)(b), staff identified as the center's driver, did not complete the driver training.
12. **DCF 250.08(4)(c)1** states prior to the day a driver first transports children in care and annually thereafter, the licensee shall obtain a copy of the driving record for each driver

and place the record in the staff file. The licensee shall review each driving record to ensure that the driver has no accidents or traffic violations that would indicate that having children ride with the driver could pose a threat to the children. Contrary to DCF 250.08(4)(c)1, staff identified as the center's driver, did not have a driver record on file.

13. **DCF 250.08(7)(e)** states no child may be in a vehicle for transport to or from a center, a field trip, or other center activity for more than 60 minutes for a one-way trip. Contrary to DCF 250.08(7)(e), at 10:10am licensee stated she had to run to the store and would be back to the center within 20 minutes. Then at 10:34am, licensee indicated she was picking up children. Licensee and the transported children did not arrive back until approximately 12:20pm.

A Noncompliance Statement and Correction Plan (DCF-F-CFS294) listing the code violations documented at this visit is attached and incorporated herein by reference.

The Department will continue to closely monitor Rainbow of Beautiful Babies enter to ensure that you come into compliance with the Wisconsin Statute and Administrative Code. Continued violation may result in licensing sanctions and penalties, pursuant to Wis. Stat. § 48.715, including, but not limited to, issuance of an order, assessment of forfeitures ranging from \$10 to \$1,000 per day, per violation, or actions to revoke your Family license.

Please note that in accordance with Wis. Stat. § 48.657(2g), and Wis. Admin. Code § DCF 250.04(2)(i) shall post with the license any notice received from the Department relating to rule violations, including this warning letter. This notice must be posted in an area of the center that is visible to parents and must remain posted until the licensing specialist has verified the violations as corrected and in compliance at or before the next licensing site visit.

Please contact Katrina Tarantino at 262-446-7835 if you have questions regarding this notice.

Sincerely,



Mary Schultek, Licensing Supervisor
Bureau of Early Care Regulation
DIVISION OF EARLY CARE AND EDUCATION

Attachment – CFS 294

cc: Randall Gasser, Regional Licensing Manager
Katrina Tarantino Licensing Specialist
Bureau of Child Care Subsidy Administration
Milwaukee Early Care Administration
4C for Children
Department of Public Instruction
Wisconsin Early Care Association
Southeastern Regional Office Staff

Date Correction Plan Due 2/7/2024	NONCOMPLIANCE STATEMENT AND CORRECTION PLAN	TO FILE A COMPLAINT CALL 262-446-7800
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Use of Form: This form is used by certification / licensing staff to identify statute and / or administrative rule violation(s) and to outline imposed plans of correction, if applicable. This form is used by certified operators / licensed centers to meet the requirements of DCF 202.065, DCF 250.04(2)(i) and (3)(d), DCF 251.04(2)(L) and (3)(f), DCF 252.41(1)(L) and (2)(k). Failure to submit an appropriate correction plan by the due date listed above may result in sanctions identified in the statute and / or administrative rule. Public Schools may submit plans of correction however are not required to do so.

Instructions: The Noncompliance Statement below identifies the violation(s) of child care statute and / or administrative rule identified by the certification / licensing specialist. Complete the section labeled "Correction Plan" by indicating the steps that will be taken to address and correct each of the listed noncompliance(s). Identify expected completion date(s) for each item. Return the original to your certification / licensing specialist for approval and retain a copy. If this is a licensed child care, post your copy of the noncompliance statement and correction plan near the license in accordance with Wis. Stat. 48.657. This request for a correction plan is not an order imposing a sanction or penalty pursuant to Wis. Stat. 48.715. If the department decides to apply a statutory sanction and / or penalty for facts arising from this finding or a future finding, you will be given a notice of the sanction and / or penalty and your appeal rights.

Name - Certified Operator / Licensed Center Rainbow Of Beautiful Babies		Provider Number / Facility ID Number 5000590455 / 001 - 2005842		
Address - Facility (Street, City, State, Zip Code) 4004 W Hope Ave Milwaukee WI 53216		Telephone Number 414-304-9080	Date - Regulation Visit 1/16/2024	
	Rule/Statute Number Noncompliance Statement	Correction Plan	Expected Completion Date	Verification Date
1	250.04(6)(a)1.e. Child Record - Enrollment Information - Other Emergency Contact Description: Child #2 and #3 did not have an emergency contact listed in their file. Child #5 did not have a phone number associated with the individual listed as their emergency contact. Repeat violation: Previously cited on 10/17/2023	I will ensure to make sure all files are completed..	1/16/2024	
2	250.04(6)(a)1.g Child Record - Enrollment Information - Authorized Pickup Description: Child #5 did not have a phone number/contact information associated with the individual listed under persons authorized to call for/receive child.	I will ensure to make sure all files are completed..	1/16/2024	

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3	250.04(6)(a)1m.e. Child Record - Health History - Medical Conditions Description: Child #2 lacked complete emergency medical care/treatment in their file. It was not indicated if the child had any medical conditions.	I will ensure to make sure all files are completed.	1/16/2024	
4	250.04(6)(b) Current, Accurate Daily Attendance Record Description: The attendance record did not include children's birthdates. Repeat violation: Previously cited on 7/19/2023	All births were added to the attendance sheet.	01/16/2024	
5	250.05(2)(a) Staff File - Staff Record Form Description: The staff record form for Staff E was incomplete. It lacked emergency contact information, education, and previous work experience. *This information was no where in the file.	I will ensure to make sure all documents are completed.	1/16/2024	
6	250.05(2)(d)1. Staff File - Physical Examination - Form Description: Staff E did not have a physical examination report completed within 12 months before or 30 days after they began working with children in care.	I will ensure to make sure all documents are completed within the time frame.	1/16/2024	

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7	250.05(2)(d)1.a. Staff File - Physical Examination - Illness Description: Staff E did not have a Staff Health Report-Free from Illness form in their file.	I will ensure to make sure all documents are completed.	1/16/2024	
8	250.05(3)(f) Provider Training - Infant & Toddler Care Description: Staff A did not satisfactorily complete at least 10 hours of department approved training in the care of infants and toddlers within 6 months of working with children in care under 2 years old.	Staff A were hired in the month of November 2023 it has not been 6 months of employment. We have a talk about this at the visit. 1/16/2024	1/16/2024	
9	250.055(1)(a) Supervision Of Children Description: Children were not supervised adequately to prevent harm and ensure safety when two children were observed playing with a stack of chairs. One child was on top of the chairs when the other child pushed the chairs over, causing the child to fall off and hit the floor.	I was totally distracted with your questions. but i will ensure not to be distracted again and just keep my eyes on the children.	1/16/2024	

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10	<p>250.06(2)(c) Access To Materials Potentially Harmful To Children</p> <p>Description: There were toothpaste tubes in an unlocked cabinet in the bathroom, which was accessible to children. The label states keep out of reach of children under 6 years of age.</p> <p>Repeat violation: Previously cited on 10/17/2023, 7/19/2023</p>	I HAVE LOCKED ON CABINET AND I WILL ENSURE IT STAYS THAT WAY	1/16/2024	
11	<p>250.06(2)(e) Potential Source Of Harm On Premises</p> <p>Description: There was a roll of aluminum foil with a sharp edge in a drawer of a storage bin that was accessible to children.</p> <p>There was a small screwdriver-like tool in a drawer of a storage bin that was accessible to children.</p> <p>Repeat violation: Previously cited on 10/17/2023</p>	I have removed all the items out of that storage and remove that storage bin to a different location where children are not aloud.	1/16/2024	
12	<p>250.06(3)(a) Written Emergency Plans</p> <p>Description: There was no written plan for taking appropriate action in the event of an emergency documented in the center.</p>	I have just move in my new house in i completely forgot to replace my emergency documents on my board.	1/16/2024	

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13	250.06(9)(a) Kitchen Equipment, Utensils, Eating Surfaces Description: Staff did not wash eating surface prior to serving children their lunch.	I was so nerve but next I will ensure the wash eating surface prior to serving children	11/16/2024	
14	250.06(9)(h) Meals & Snacks - Minimum Meal Requirements Description: Lunch served on 1/16/24 did not meet the USDA food requirements as milk was not offered to the children in care. Repeat violation: Previously cited on 10/17/2023	I will ensure to follow USDA Requirement	01/16/2024	
15	250.06(9)(j) Meals & Snacks - Records Description: The posted menu indicated whole wheat cheese ravioli, meat sauce, whole wheat dinner roll, garden salad w/ ranch dressing and peach slices would be served for lunch on 1/16/24. Staff served the children chicken tenders, fries, and applesauce. The record of the meal served to children was not accurate.	I will ensure to post i substitute meal on the menu	1/16/2024	
16	250.07(6)(g)6. Handwashing For Persons Working With Children Description: Staff did not wash their hands after wiping a child's nose.	I will ensure to follow all of the safety requirement. I did go to the bathroom to wash my hands. You didn't follow me to the bathroom.	1/16/2024	

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17	250.07(6)(h)2. Washroom Provisions Description: There was no toilet paper or towels available in the bathroom.	I will ensure that i place 2 roll of toilet paper in the bathroom	1/16/2024	
18	250.08(2) Permission And Emergency Information Description: There was no signed permission or emergency information from the parents for the children transported on 1/16/24.	Rainbow of beautiful Babies will not be providing transportation.	1/16/2024	
19	250.08(2)(a) Emergency Information In Vehicle - Purpose And Permission Description: The purpose of transportation and parent/guardian permission to transport the child was not documented in the vehicle.	Rainbow of beautiful Babies will not be providing transportation.	1/16/2024	
20	250.08(2)(b) Emergency Information In Vehicle - Parent Contact Description: An address or telephone number where a parent or other adult can be reached in an emergency was not available in the vehicle.	Rainbow of beautiful Babies will not be providing transportation.	1/16/2024	

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21	250.08(2)(c) Emergency Information In Vehicle - Health Care Provider Contact Description: The name, address, telephone number of children's health care providers was not available in the vehicle.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	
22	250.08(2)(d) Emergency Information In Vehicle - Emergency Medical Consent Description: Written consent from children's parents for emergency medical treatment was not available in the vehicle.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	
23	250.08(3) Required Information For Each Trip Description: There was no documentation of children being transported, permission/emergency information, or route and stops available.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	
24	250.08(4)(b) Driver Training - Documentation Description: Staff E, identified as the driver, did not complete the driver training.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	

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25	250.08(4)(c)1. Driver Record - Obtain & Review Description: Staff E, identified as the driver, did not have a driver record in their file.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	
26	250.08(7)(e) Transportation - Length Of Time Description: At 10:34am, licensee indicated they had to pick up children because their driver was not available and stated they would be back to the center within an hour. Licensee did not arrive back to the center until approximately 12:20pm. The children were in the vehicle for more than one hour. Licensee then stated they had an errand to run prior to picking up the children and also dropped off a parent at work.	Rainbow of beautiful Babies will not be providing transportation.	02/01/2024	

NAME - Agency Worker
Katrina Tarantino, Kristin Keck

Date Issued
1/24/2024

SIGNATURE - Certified Operator or Designee / Licensee or Designee
Velenicia Davis /Rainbow of beautiful Babies

Date Signed
02/04/2024