



Child Care Facility Information

Name: CERESSA'S ENRICHMENT AND EMPOWERMENT ACADEMY
ID Number: C17BO0424 / 46499
Address: 3140 NW 21st Ave, Oakland Park FL, 33309-5710
Phone Number: (954) 533-1938 Capacity: 40
Owner/Director/Staff Responsible: Lakeila Glennis Harris
License Expiration Date: 9/30/2019

Inspection Information

Type: Complaint OnSite Visit Date: 07/29/2019 Arrival/Departure Time: 04:30 PM to 08:00 PM
Staff Present: 0 Children Present: 0
[School Readiness Inspection]
Inspection Result: Fail

Notice Of Violation

08. Ratios of Personnel to Children Group: Sec. 7-4.06, Ordinance and DCF Handbook

Noncompliance

Non-Compliance Description

02 Sec. 7-4.06(c), Ordinance: There shall be at least one (1) staff person providing direct supervision at all times when one (1) or more children are present. At no time shall any child be left alone for any reason without direct supervision. Direct supervision means watching and directing the children's activities within close proximity within the same room inside or within a designated outdoor play area and responding to each child's needs. Child care personnel and volunteers at a facility must be assigned to provide care to a specific group of children and be present with that group of children or child at all times during the day including during meals, napping, snack time, and transportation of children. 2.4.1(B), Handbook: Children must never be left inside or outside the facility, in a vehicle, or at a field trip location by themselves. Lack of direct supervision was observed in the [...].

Comments

On July 29th a two year old child was left alone and unsupervised in the facility's vehicle for approximately five (5) hours resulting in the death of the child.

Violation Level Class 1

45. Vehicle Requirements Group: Secs. 7-6.01 and 7-9, Ordinance, DCF Handbook, and Secs. 316.615 and 402.305, FS

Noncompliance

Non-Compliance Description

07 2.5.5, Handbook: Each child, when transported, must be seated in a back seat in an individual factory installed seat belt or federally approved child safety restraint. The child safety restraint must be installed, secured and used in accordance with the manufacturer's instructions and a copy of such instructions must be maintained (in the vehicle and/or on file). Child safety restraint must be replaced if they have been recalled, are past the manufacturer's date of use expiration date, or have been involved in a crash that meets the U.S. Department of Transportation crash severity criteria or the manufacturer's criteria for replacement of restraints after a crash, as referenced in Caring for Our Children Basics Health and Safety Foundations for Early Care and Education, which is incorporated by in 65C-22.001(7)(v), F.A.C. This requirement was not met in that [...].

Comments

During the course of a complaint investigation related to the death of a child at this facility it was determined that the child was not being transported in a Federally approved child safety seat as required for children one through 3 years of age. The child was placed in the seat and was secured by the seat belt.

Violation Level Class 1

Non-Compliance Description

09 Section 7-9(c)(1-5), Ordinance: Effective July 1, 2013, any vehicle designed or used to transport six (6) or more passengers and one (1) driver must have a child safety alarm device installed. The alarm device must be designed to automatically activate when the vehicle's ignition is turned on. Alarm devices that are activated manually are prohibited; the alarm device must be designed so that the vehicle horn, siren, or other type of audible alarm will sound within one (1) minute if the driver, or a child care facility staff member, does not go to the rear or back seat of the vehicle, or, in the case of a passenger van, does not open the side entry door of the vehicle, to manually shut off the alarm prior to leaving the vehicle. The alarm must be audible from a distance of five hundred (500) feet from the vehicle; the alarm device must be installed so that the driver, or a child care facility staff member, is able to observe the rearmost seats of the vehicle and reach the switch that turns off the alarm prior to leaving the vehicle. The driver, or a child care facility staff member, must physically inspect each seat before turning off the alarm and leaving the vehicle; the alarm device must be installed by any certified technician or mechanic employed by an electronics or automotive business in accordance with the device manufacturer's recommendations. The child safety alarm installed on the facility's vehicle(s) did not meet all requirements in that [...]. The facility needs to make the necessary adjustments to ensure that the child safety alarm device meets all of the above requirements. The facility shall provide a written plan of correction outlining steps to be taken to ensure the safety of children while being transported.

Comments

During the course of the complaint investigation related to the death of a child at this facility it could not be determined if the alarm had been working properly as the vehicle was not available for inspection. However the driver of the vehicle admitted the following during an interview with a detective from the Criminal Investigations Division Homicide Unit of the Broward County Sheriff's Office: On July 29, 2019 at 9:30 am she arrived at the childcare facility and parked the vehicle. She then exited the vehicle from the driver's side and walked around the outside of the vehicle to the back where she turned off the child safety alarm. The driver then walked to the passenger side of the vehicle and allowed the children to exit the vehicle. The driver did not follow the correct procedures for operating the alarm on this vehicle as it states that the driver or a staff member must physically inspect each seat before turning off the alarm. The violation is escalated to a Class 1 violation due to the death of a child

Violation Level Class 2



46. Drivers Qualifications/Requirements Group: Sec. 7-9, Ordinance and DCF Handbook Noncompliance

Non-Compliance Description

06 2.5.2(A), Handbook: A log must be maintained for all children being transported in a vehicle or on foot away from the premises of the child care facility. The facility did not have evidence that a log was maintained for children transported.

Comments

During the course of the complaint investigation related to the death of a child at this facility a transportation log could not be reviewed. However the driver admitted that the transportation log was not completed during an interview with a Detective from the Criminal Investigation Division Homicide Unit of the Broward County Sheriff's Office.
This violation escalates to a Class 1 violation due to the death of a child.

Violation Level Class 2

47. License/Inspection Reports Group: Sec. 7-11, Ordinance and DCF Handbook Noncompliance

Non-Compliance Description

11 Sec. 7-11.11(k), Ordinance: The local licensing agency may issue a Notice of Violation to a child care facility that has received three (3) violations in any twelve (12) month period or two (2) violations of the same nature in any twelve (12) month period and, thereafter, schedule a hearing before a county-appointed hearing officer. The purpose of the hearing shall be to review the events leading to the issuance of the prior violations and to determine if the violations reflect continuing, recurring, and unresolved problems that adversely affect or may adversely affect the health, safety, and well-being of the children enrolled at the facility. At the conclusion of the hearing held in accordance with Sec. 7-11.16 of this Ordinance, the hearing officer shall issue Findings and Recommendations as provided for in Sec. 7-11.17 of this Ordinance.

Comments

A notice of violation is issued to the facility as they have received three (3) or more Class 1 violations within a twelve (12) month period. On July 31, 2019 the following violations were issued to the facility due to the death of a child in care: 1)lack of supervision on the vehicle 2)vehicle child safety alarm,3) no transportation log, 4) daily attendance and 5) improper seat belt/child restraints.

Violation Level Class 1

52. Daily Attendance Group: DCF Handbook Noncompliance

Non-Compliance Description

01 7.5 and (A), Handbook: Daily attendance of children must be taken and recorded accurately by the child care personnel, documenting the time when each child enters and departs the program. Attendance devices used for the purposes of tracking attendance may be used, but personnel must ensure the accuracy of the documented attendance. Each classroom must have an attendance sheet/class roster for the group of children occupying that space. There was no attendance sheet/class roster in the [...] classroom.

Comments

During the course of the complaint investigation related to the death of a child at this facility it could not be determined if attendance was recorded today. However the staff admitted the following during an interview with a detective from the Criminal Investigations Division Homicide Unit of the Broward County Sheriff's Office:
Staff stated that every morning when children enter the building the director records that they have arrived. This was not done this morning as the director was not on site at 9:30 when the vehicle arrived to the facility.
This violation is escalated to a Class 1 violation due to the death of a child

Violation Level Class 3



FACILITY'S RIGHT TO APPEAL UPON RECEIPT OF A NOTICE OF VIOLATION

Section 7-11.11(g) of the Child Care Ordinance provides that upon receipt of a Notice of Violation, the facility may make a written request to the local licensing agency within fifteen (15) days from receipt of the Notice of Violation for a hearing to be scheduled before a county - appointed hearing officer to contest the issuance of the Notice of Violation. If the local licensing agency does not receive a written request for a hearing within the prescribed fifteen(15) days' time frame, due to either the facility electing not to contest the Notice of Violation or the request not being timely made, the violation(s) set forth in the Notice of Violation shall be deemed to have existed and the owner or director of the facility waives the right to contest the substantive issues contained in the Notice of Violation at a later date. Additionally, the local licensing agency may issue an Administrative Fine in accordance with the Ordinance and / or take whatever action is deemed appropriate under the circumstances, including scheduling a hearing before a county - appointed hearing officer seeking suspension or revocation of the facility's license. Notwithstanding the above, if the local licensing agency elects to impose an Administrative Fine based upon the issuance of the Notice of Violation, the facility may contest the amount of any Administrative Fine imposed by the local licensing agency. If a request for a hearing on the Notice of Violation is made to the County, the local licensing agency may, in its discretion, elect to hold one hearing to address the Notice of Violation and the imposition of any Administrative Fine.

Lakeila G. Harris

Received by: Lakeila Glennis Harris
 Date: 07/29/2019

Ellen Pincus

Inspected by: Ellen Pincus
 Date: 07/29/2019

Administrative Fine Recommended: (Yes / No)

Amount: Up to \$

Intent to Suspend License: (Yes / No)

Intent to Revoke License: (Yes / No)