



Iowa Department of Human Services

Terry E. Branstad
Governor

Kim Reynolds
Lt. Governor

Charles M. Palmer
Director

December 27, 2013

Date Complaint Received: 10/1/13
Complaint Received By: Chad Reckling, SW II
Provider Name and Location: Maria Payne 1400 Grand Avenue Muscatine IA 52761
Complaint: Complainant called to report that a male subject has sexually abused children and adults in the past and that they are concerned that they have access to children now that Maria is running a daycare out of her home. It was also reported that the male subject used to be on the sex offender registry and that the provider was operating a daycare center.
Rule basis: <ul style="list-style-type: none">• IAC 109.1 “Child care center” or “center” means a facility providing child day care for seven or more children, except when the facility is registered as a child development home. For the purposes of this chapter, the word “center” shall apply to a child care center or preschool, unless otherwise specified. “Child care facility” or “facility” means a child care center, a preschool, or a registered child development home.• IAC 110.5(1) Conditions in the home are safe, sanitary, and free of hazards.• IAC 110.5(9) The provider meets the following requirements:• A. Gives careful supervision at all times.
Findings: 10/4/13 This worker stopped by provider’s home to confront them on the allegations before the department. The provider was buckling in a daycare child in their personal vehicle and getting ready to leave the property. This worker observed two children in the transport vehicle. A female who identified herself as a neighbor was also present during the visit which took place outside of the home. Maria (Miya) indicated that the male subject has never been on the sex offender registry, that she does not operate a daycare center and that the male subject is not present during daycare hours. Miya became upset and stated that she figured this was her biological mother who reported the information to the department because she just received a birthday card from her last week and she did not respond back to her. Miya reported that the male subject is not present during daycare hours per the safety plan with the Department of Human Services that was developed last year with social worker Kathy Huinker. The neighbor to Miya indicated to this worker that she has known the provider for several years and that there is no concern that the male subject is inappropriate to women or children and that she does not have any concerns with the male subject and has not observed him present during Miya’s stated daycare hours. This worker asked the provider if they could enter the residence to confirm that the male subject was not present in the home. The provider was very cooperative with this worker. This worker conducted a search of the upstairs bedrooms and main floor of the house which revealed that the male subject was not present in the home and that there were no other daycare children inside. This worker did not conduct a compliance visit to the home during today’s visit since one had just been completed on 10/2/13. 10/10/13 This worker conducted a search of the Iowa Sex Offender Registry online which revealed no results when submitting the male subject’s name to the search engine. This worker did not find any past concerns related to child sexual abuse in searches conducted by the department on this date. This worker conducted a search of the Kindertrack system which lists in home daycare providers and daycare centers and did not find any listing that Maria Payne was in connection with a licensed daycare center. This worker did not obtain any evidence that would confirm the allegations brought forth to the department. This complaint is unsubstantiated .
Resolution: Maria will have all items of non-compliance noted in 10/2/13 compliance visit to the home resolved

by **11/21/13**. This worker will complete a follow up visit to the home to insure all items have been addressed. Maria will continue to abide by safety plan signed with the department on 1/27/12 that states that the male subject would not be at Maria's child development home during childcare hours and that he would not reside in her home or spend overnights there.

If you have any questions regarding this matter feel free to contact me at 1-888-381-6831 or crekli@dhs.state.ia.us.

Sincerely,

Chad Reckling, Social Worker II
560 Division St, Ste 200
Burlington IA 52601