



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL**

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Inspection Report

Provider Name: Toy Box Day Care & Preschool	Provider Information	CLR No: L352156
Provider Address: 2146 Hutcherson Lane, Elizabethtown, KY, 42701	Provider Type: LICENSED TYPE I	Capacity: 36
Owner(s): Cross, Alice Mae & Cross, Kenny Ray & Cross, Kenny Ray		Director(s): Cross, Alice Mae

Inspection Type: Investigation	Inspection Information	Inspection No: 247879
Date Initiated: 12/03/2018 10:45 AM	Date Concluded: 12/06/2018 10:15 AM	
	No. of Children Present: 22	

Inspection Report	
Supervision	Discussed
Staffing Requirements	Not In Compliance
125 - Ratios and Group Size	Not In Compliance
922 KAR 2:120. Section 2. Child Care Services. (2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection. Age of Children Ratio Maximum Group Size* Infant 1 staff for 5 children 10 Toddler 12 to 24 months 1 staff for 6 children 12 Toddler 24 to 36 months 1 staff for 10 children 20 Preschool-age 3 to 4 years 1 staff for 12 children 24 Preschool-age 4 to 5 years 1 staff for 14 children 28 School-age 5 to 7 years 1 staff for 15 children 30 School-age 7 and older 1 staff for 25 children (for before and after school) 30 1 staff for 20 children (full day of care) 30 *Maximum Group Size shall be applicable only to Type I child-care centers. (b) The age of the youngest child in the group shall determine the: 1. Staff-to-child ratio; and 2. Maximum group size.	
Findings: General: Based on observation, the child care center failed to comply with staffing requirements. Observation in the Infant room on 12/6/18 revealed one (1) staff member had supervisory authority over six (6) children, ages infant to one-years-old, from 10:00am to 10:15am; therefore, the center exceeded minimum staff-to-child ratios during this time.	

Inspection Report	
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (l) Assure the health, safety, and comfort of each child;	
Findings: General: Based on observation, the child care center director failed to assure compliance with regulatory requirements. Observation of the Preschool room revealed an electrical power strip with two (2) outlets that were uncovered and accessible to children in care.	
Employee Records	Not In Compliance
390 - Educational Requirements	Not In Compliance
922 KAR 2:090. Section 11. Staff Requirements. (1) Child-care center staff: (a) Hired after January 1, 2009, who have supervisory power over a minor and are not enrolled in secondary education, shall have a: 1. High school diploma; 2. GED or qualifying documentation from a comparable educational entity; or 3. Commonwealth Child Care Credential as described in 922 KAR 2:250;	
Findings: General: Based on observation, review of documentation and interview, the child care center failed to maintain employee records in accordance with regulations. Observation on 12/3/18 revealed a staff member with hire date 6/18/18 walked a child from the bus stop to the preschool classroom. Review of staff files revealed a high school diploma, GED, or Commonwealth Child Care Credential was not presented for review at the time of survey for the staff member hired 6/18/18. Interview with director revealed the staff member with hire date 6/18/18 was in the process of completing their GED.	
Programming	Not In Compliance
480 - Infant/Toddler Combined with Older Children	Not In Compliance
922 KAR 2:120. Section 5. Infant and Toddler Play Requirements. (2) Except in accordance with subsection (3) of this section or Section 2(2)(c) of this administrative regulation, an infant or toddler under twenty-four (24) months of age shall not participate in an activity with an older child for no more than one (1) hour per day. (3) If a toddler is developmentally appropriate for a transition to a preschool age group, a toddler may participate in an activity with an older child for more than one (1) hour per day if: (a) Space for the toddler is available in the preschool-age group; (b) The staff-to-child ratios and group sizes are maintained based on the age of the youngest child; (c) The center has a procedure for listing a transitioning toddler on attendance records, including a specific day and time the toddler is with either age group; and (d) The child care center has obtained the signature and approval of the toddler's parent on the toddler's transition plan.	
Findings: General: Based on observation and interview, the child care center failed to comply with regulatory programming requirements. Observation and interviews in the Two-Year-Old Room on 12/3/18 revealed a one-year-old participated in activities with four-year-old children from 10:45am-12:45pm. During interview, owner acknowledged this deficiency.	
Premises	Not In Compliance
625 - Infant/Toddler Indoor Space	Not In Compliance
922 KAR 2:120. Section 5. Infant and Toddler Play Requirements. (1) Inside areas for infants and toddlers under twenty-four (24) months of age shall: (a) Be separate from an area used by an older child; (b) Not be an exit or entrance; and (c) Have adequate crawling space for an infant or toddler away from general traffic patterns of the center.	
Findings: General: Based on observation and interview, the child care center failed to maintain the premises in accordance with regulations. Observation of the child care center on 12/3/18 revealed five children present in the Two's room that contained the entrance to the building. Interviews revealed the age of the youngest child in the classroom was one-year-old. Therefore, the center failed to ensure that the infant and toddler inside areas were not used as an exit or entrance.	
Food Service/Food Program	Not In Compliance
975 - Milk Requirements	Not In Compliance
922 KAR 2:120. Section 9. Food and Meal Requirements. (3) A serving of milk shall consist of: (a) Breast milk or iron-fortified formula for a child: 1. Age birth to twelve (12) months; or 2. Beyond twelve (12) months of age as documented by the parent or the child's physician; (b) Pasteurized whole milk for children ages twelve (12) months to twenty-four (24) months; or (c) Pasteurized low fat one (1) percent or fat-free skim milk for children ages twenty-four (24) months to school-age.	
Findings: General: Based on observation, the child care center failed to maintain food service in accordance with regulations. Observation of the child care center on 12/3/18 revealed seven (7) children, ages three-year-old to four-year-old, were served whole milk for lunch.	

Inspection Report**Food Service****Not In Compliance****1015 - Food Service Permit****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(2) A child-care center required to have a food service permit shall be in compliance with 902 KAR 45:005 and this administrative regulation.****Findings:**

General: Based on review of documentation and interview, the child care center failed to maintain food service in accordance with regulations. Interviews revealed the child care center was preparing and serving food from the center kitchen. Review of documentation revealed the center failed to present a food service permit for review at the time of survey. Interview with director revealed the center was not approved for a food service permit from the local health department.

1060 - Food From Approved Source**Not In Compliance****922 KAR 2:120. Section 9. Food and Meal Requirements.****(1) Food shall be:**

(e) Obtained from a source that is in compliance with the Department of Public Health's food safety standards and permits, established in KRS Chapter 217;

(f) Acceptable if from an established commercial food store;

Findings:

General: Based on interview and review of documentation, the child care center failed to maintain food service in accordance with regulations. Interviews revealed the food served to the children at the center was prepared in the centers kitchen over the past three weeks and not provided by Golden Corral, with whom the center has a catering agreement. Continued interview and review of documentation revealed the center did not have any documentation on file to verify that the food came from a source that complies with the Department of Public Health.

Signature of
Provider/Representative

Title

Date