



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Eric Friedlander
SECRETARY

Melissa A. Moore, Director
Division of Regulated Child Care
Southern Branch
116 Commerce Ave
London, KY 40744

Adam Mather
INSPECTOR GENERAL

Phone: (606) 330-2030 Fax: (606) 330-2056
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Miss Barbara's Day Care	Provider Information	CLR No: L383335
Provider Address: 1366 South Laurel Road, London, KY, 40744	Provider Type: LICENSED TYPE I	Capacity: 46
Owner(s): Miss Barbara's Day Care Llc		Director(s): Gregory, Sheryl

Inspection Type: Investigation	Inspection Information	Inspection No: 293189
Date Initiated: 02/25/2020 1:30 PM	Date Concluded: 04/24/2020 4:20 PM	
	No. of Children Present: 24	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
205 - Reports to Cabinet	Not In Compliance

922 KAR 2:090. Section 12. Reports.

- (1) The following shall be reported to the cabinet or designee and other agencies specified in this section within twenty-four (24) hours from the time of discovery:
- (a) Communicable disease, which shall also be reported to the local health department pursuant to KRS 214.010;
 - (b) An accident or injury to a child that requires medical care initiated by the child-care center or the child's parent;
 - (c) An incident that results in legal action by or against the child-care center that:
 - 1. Affects a child or staff person; or
 - 2. Includes the center's discontinuation or disqualification from a governmental assistance program due to fraud, abuse, or criminal conviction related to that program;
 - (d) An incident involving fire or other emergency, including a vehicular accident when the center is transporting a child receiving child care services;
 - (e) A report of child abuse or neglect that:
 - 1. Has been accepted by the cabinet in accordance with 922 KAR 1:330; and
 - 2. Names a director, employee, volunteer, or person with supervisory or disciplinary control over, or having unsupervised contact with a child in care as the alleged perpetrator; or
 - (f) An individual specified in Section 6(4) of this administrative regulation meeting a disqualifying criterion or background check result pursuant to 922 KAR 2:280.

Findings:

General: Based on interviews, the following incidents were not reported to the cabinet within twenty-four (24) hours from the time of discovery:

- 1. Based on interview, a staff person confirmed that she learned of an allegation that a staff person had set a child down roughly on a bench located in the classroom. The staff person stated that she did not report the allegation because she "didn't believe any staff would do something like that".
- 2. Based on interview with another staff person, the same staff person dragged a disabled preschool-age child by one (1) arm across the floor and threw him onto a time-out bench. The staff stated that the staff person will also forcefully grab toddler-age children by their wrist and walk them very fast causing the children pain. The children would frequently cry.

None of the child abuse/neglect incidents were reported to the cabinet within twenty-four (24) hours from time of discovery.

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 interview and observation, the surveyor learned the following:

1. A staff person pulls the children up by one (1) arm, sits the children down roughly on a time-out bench, dragged a child across the floor and threw the child in time-out, and forcefully grabs children by their wrist causing the children pain. The children will frequently cry. The same staff person drags children by one (1) arm and grasped the children's hands hard enough to leave indentions on their skin.
2. During a tour of the classroom for the one-year-old children, the surveyor observed wet carpeting in front of the refrigerator and sink. A one-year-old child without shoes was standing on the wet carpet.

Premises

Not In Compliance

560 - Building Requirements

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(5) The building shall be constructed to ensure the:

(a) Building is:

1. Dry;
2. Ventilated; and
3. Well lit, including clean light fixtures that are:
 - a. In good repair in all areas; and
 - b. Shielded or have shatter-proof bulbs installed; and

(b) Following are protected:

1. Windows;
2. Doors;
3. Stoves;
4. Heaters;
5. Furnaces;
6. Pipes; and
7. Stairs.

Findings:

General: Based on observation during a tour of the classroom for the one-year-old children on 2/25/2020 at 1:40 p.m., the surveyor observed wet carpeting in front of the refrigerator and sink. Through interview, staff reported that the carpet was wet throughout the entire day.

1140 - Enrollment Information

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(b) A written record for each child:

1. Completed and signed by the child's parent;

2. Retained on file on the first day the child attends the child-care center; and

3. To contain:

a. Identifying information about the child, which includes, at a minimum, the child's name, address, and date of birth;

b. Contact information to enable a person in charge to contact the child's:

(i) Parent at the parent's home or place of employment;

(ii) Family physician; and

(iii) Preferred hospital;

c. The name of each person who is designated in writing to pick-up the child;

d. The child's general health status and medical history including, if applicable:

(i) Allergies;

(ii) Restriction on the child's participation in activities with specific instructions from the child's parent or health professional; and

(iii) Permission from the parent for third-party professional services in the child-care center;

e. The name and phone number of each person to be contacted in an emergency involving or impacting the child;

f. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence;

Findings:

General: Based on interview on 2/25/2020, the surveyor learned that a child's enrollment file was not available for review; therefore, the following information was not made available for surveyor review.

- (1) A child-care center shall maintain
- (2) A written record for each child completed and signed by the child's parent;
- (3) The child's name, address, and date of birth;
- (4) Contact information to enable a person in charge to contact the child's parent, family physician and preferred hospital
- (5) The name of each person who is designated in writing to pick-up the child;
- (6) The child's general health status and medical history
- (7) Permission from the parent for third-party professional services in the child-care center;
- (8) The name and phone number of each person to be contacted in an emergency involving or impacting the child;
- (9) Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence.

Staff stated during interview that she could not find the enrollment file for the child and that she had no information to contact the child's parent.

Signature of Provider/Representative

Title

Date