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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Childcare Network #258	Provider Information	CLR No: L383404
Provider Address: 1748 Alysheba Way, Lexington, KY, 40509	Provider Type: LICENSED TYPE I	Capacity: 200
Owner(s): Child Development Schools, Inc.		Director(s): Durrum, Shannon

Inspection Type: Renewal Application	Inspection Information	Inspection No: 221259
Date Initiated: 09/12/2017 8:55 AM	Date Concluded: 09/12/2017 12:45 PM	
	No. of Children Present: 100	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
265 - Health, Safety, Comfort	Not In Compliance

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.

(1) Effective with the adoption of this administrative regulation, a director shall:

(I) Provide for the health, safety, and comfort of each child;

Findings:

General: Based on Observation, during a tour of the activity room there was an uncovered outlet on the wall by the door that leads outside. During a tour of the first 2's room there was an uncovered outlet on the wall by the door that leads outside. An uncovered outlet was also found in the second 2's room on the wall where the books are located. During a tour of the facility, toilet plungers were found in several of the bathrooms and were accessible to the children. In both of the Wobbley Wobbler's rooms the children's diaper bags were observed hanging from hooks attached to the bottom of a wall mounted storage unit. The bags were hanging in a manner where there was no space between them allowing the bags to touch. This manner of storage allows for cross contamination of germs.

310 - Personnel File

Not In Compliance

922 KAR 2:110. Section 3. Records.**(1) A child-care center shall maintain:****(e) A current personnel file for each child-care center staff person to include:**

- 1. Name, address, date of birth, and date of employment;**
- 2. Proof of educational qualifications;**
- 3. Record of annual performance evaluation;**
- 4. Written record of training participation to include:**
 - a. The training source;**
 - b. Location;**
 - c. Date; and**
 - d. Number of clock hours completed;**
- 5. Every two (2) years, a:**
 - a. Statement from a health professional that the individual is free of active tuberculosis; or**
 - b. Copy of negative tuberculin results; and**
- 6. For a director, employee, volunteer, or any person with supervisory or disciplinary control over, or having unsupervised contact with, a child in care, the results of a:**
 - a. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;**
 - b. Criminal records check required by KRS 199.896(19);**
 - c. Criminal records check from any previous state of residence completed once if:**
 - (i) The individual resided outside the state of Kentucky in the last five (5) years; and**
 - (ii) No criminal records check has been completed for the individual's previous state of residence; and**
 - d. An address check of the Sex Offender Registry;**

Findings:

General: Based on Observation, staff hired on 07/03/2017 did not have a CAN requested until 07/24/17. Staff hired 02/28/2017 did not have a CAN requested until 03/20/2017. Staff hired 03/21/2017 did not have a CAN requested until 04/13/2017 and did not have a CRC until 03/27/2017. Staff hired 08/31/2017 did not have a CRC requested until 09/08/2017.

315 - Educational Requirements

Not In Compliance

922 KAR 2:110. Section 5. 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 Review of Documentation, employees hired 08/23/2017, 08/31/2017, 12/13/2016 did not have proof of education in their files.

340 - Training

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.**(14) In accordance with KRS 199.896(15) and (16), a staff person with supervisory authority over a child shall complete the following:**

- (a) Six (6) hours of cabinet-approved orientation within the first three (3) months of employment;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment, including one and one-half (1 ½) hours of pediatric abusive head trauma training; and**
- (c) Fifteen (15) hours of cabinet-approved early care and education training during each subsequent year of employment, including one and one-half (1 ½) hours of pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on Review of Documentation and ECE-TRIS records, employees hired on 05/10/2016 and 07/14/2015 have not completed required yearly training. Employees hired 09/16/2016, 01/09/2017, 03/02/2017 have not completed the required orientation within 90 days. Employee hired 09/02/2016 has not completed required PAHT after one year.

345 - Driver Requirements

Not In Compliance

922 KAR 2:120. Section 12. Transportation.**(18) A driver of a vehicle transporting a child for a center shall:**

- (a) Be at least twenty-one (21) years old;**
- (b) Complete:**
 - 1. The background checks as described in 922 KAR 2:110; and**
 - 2. An annual check of the:**
 - a. Kentucky driver history records in accordance with KRS 186.018; or**
 - b. Driver history records through the state transportation agency that issued the driver's license;**
- (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and**
- (d) Not caused an accident which resulted in the death of a person.**

Findings:

General: Based on Review of Documentation, it was found that one (1) of the staff used to drive one (1) of the buses did not have a current driver history record on file. This staff person has been transporting children from school.

350 - Program of Activities Followed

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.**(4) The child-care center shall provide a daily planned program:**

- (a) Posted in writing in a conspicuous location with each age group and followed;**
- (b) Of activities that are individualized and developmentally appropriate for each child served;**
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and**
- (d) That offers a variety of creative activities including the following:**
 - 1. Art;**
 - 2. Music;**
 - 3. Dramatic play;**
 - 4. Stories and books;**
 - 5. Science;**
 - 6. Block building;**
 - 7. Tactile activity;**
 - 8. Culture;**
 - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;**
 - 10. A balance of active and quiet play, including group and individual activity;**
 - 11. An opportunity for a child to:**
 - a. Have some free choice of activities;**
 - b. If desired, play apart from the group at times;**

Findings:

General: Based on Observation, during a tour of the school age room the posted planned program of activities was dated 8/28/17-9/1/17. During a tour of the three-year-old room the planned program of activities was dated 8/21/17-8/25/17. At the time of the visit a staff person in the toddler 2 room could be overheard from the half wall talking to a child in a harsh tone of voice. The staff person said, "No! That is not yours!" When the surveyor walked into the room the staff person walked away from the child and went and sat on one of the child sized tables and started reading a book. Some of the child went over to where the staff person was sitting and stood in front of the staff person as she read the book. There were several other children who were wandering around the room crying. Some children were observed climbing on the tables. After a few minutes another staff person took a large piece of red paper and taped it to one (1) of the tables. All of the children came to the table and the staff gave the children markers to write on the paper. The children soon became uninterested in the activity and some started to cry. One (1) child had taken a marker and had drawn all over the bottom part of his face. The same staff person who had been overheard talking to the child in a rough manner previously was heard telling a child in a harsh tone of voice not to eat the markers.

Premises

Not In Compliance

460 - Inaccessible Items

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.**(7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:**

- (a) Toxic cleaning supplies, poisons, and insecticides;**
- (b) Knives and sharp objects;**
- (c) Matches, cigarettes, lighters, and flammable liquids;**
- (d) Plastic bags;**
- (e) Litter and rubbish;**
- (f) Bar soap; and**
- (g) Personal belongings and medications of staff.**

Findings:

General: Based on Observation, during a tour of the second two-year-old room the child safety locks were not engaged on the cabinet doors located under the sink. Inside the cabinet under the counter portion there was a bottle of Heavy Duty Fantastick cleaning solution and a bottle of Clorox toilet cleaner. In the unlocked cabinet where the sink was located there was a plastic container without a lid that had numerous bottles of sunscreen. The labels on all of the items found indicate to Keep out of the reach of children.

520 - Floors, Walls, Ceilings

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.**(9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.****Findings:**

General: Based on Observation, throughout the facility there were numerous areas of chipping and peeling paint as well as an accumulation of dirt and grime, dried food and tape residue. There were also areas where drywall mud had been applied to the walls but had not been sanded and painted. In addition there were some rooms that had numerous staples in the walls. In the activity room and side 1 of the toddler area there were vents that had an accumulation of dust. An interview with the staff person in charge found that the facility is going to be painted soon.

580 - Toilet Room

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.**(2) A toilet room shall:**

- (a) 1. Be provided for each gender; or**
- 2. A plan shall be implemented to use the same toilet room at separate times;**
- (b) Have a supply of toilet paper; and**
- (c) Be cleaned and sanitized daily.**

Findings:

General: Based on Observation, during a tour of the facility it was found that several of the mirrors located in the bathrooms were dirty and smeared with fingerprints. During a tour of the girls' bathroom that can be accessed through the activity room or the hallway the trash can in the bathroom was over flowing with trash.

Inspection Report	
Hygienic Practices	Not In Compliance
600 - Staff Hygiene/Handwashing	Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (5) Staff shall: (a) Maintain personal cleanliness; (b) Conform to hygienic practices while on duty; and (c) Wash their hands with liquid soap and running water: 1. Upon arrival at the center; 2. After toileting or assisting a child in toileting; 3. Before and after diapering each child; 4. After wiping or blowing a child's or own nose; 5. After handling animals; 6. After caring for a sick child; 7. Before and after feeding a child or eating; 8. Before dispensing medication; and 9. If possible, before administering first aid. Findings: General: Based on Observation, during a tour of the Wobbly Wobblers side 1 a staff person was observed changing a child's diaper. Once the staff person finished chaing the child's diaper she left her rubber gloves on and picked up a broom and started sweeping up pieces of biscuit on the floor. The staff person did not remove the gloves and wash her hands after changing the child's diaper.	
First Aid/Medication	Not In Compliance
670 - Medication	Not In Compliance
922 KAR 2:120. Section 7. First Aid and Medicine. (6) Medication, including refrigerated medication, shall be: (a) Stored in a separate and locked place, out of the reach of a child; (b) Kept in the original bottle; and (c) Properly labeled. (7) Medication shall not be given to a child if the expiration date on the bottle has passed. Findings: General: Based on Observation, during a tour of the second two-year-old room the child safety locks were not engaged on the cabinet doors located under the sink. In the unlocked cabinet where the sink was located there was a plastic container without a lid that had numerous bottles of sunscreen. The labels on all of the bottles of sunscreen indicate to Keep out of the reach of children. During a tour of side 2 of the infant area in the open cubbies located over the changing table there was a tube of Baby Aquaphor and a tube of Calmeseptine ointment that were not labeled for an individual child and were not in a locked container or area. An inspection of the locked medication box located on top of the same storage unit there was a tube of prescription Nystatin ointment that was not labeled for and child and was not in the original box with the perscription attached. In this same medication box there was a small tube of Baby Eucerin ointment that was not labeled for an individual child. Drug facts were found on these items. During a tour of the Wobbly Wobblers room side 2 there was a tube of Desitin diaper ointment that was in a child's open cubbie over the changing table. The tube of ointment was not labeled for an individual child and was not in a locked container or area. Drug facts were on the back of the tube of ointment.	
Outdoor Play Area	In Compliance
Equipment	Not In Compliance
730 - Crib/Mattress/Sheet	Not In Compliance
922 KAR 2:120. Section 6. Sleeping and Napping Requirements. (3) Rest time shall include adequate space specified by the child's age as follows: (a) For an infant: 1. An individual non-tiered crib that meets Consumer Product Safety Commission standards established in 16 C.F.R. 1219-1220; 2. A firm crib mattress in good repair with a clean tight-fitted sheet that shall be changed: a. Weekly; or b. Immediately if it is soiled or wet; Findings: General: Based on Observation, during a tour of the Wobbly Wobblers side 1, four (4) of the cribs had sheets that did not fit tightly over the mattress. During a tour of side 2 of the infant area a crib located against the wall had a sheet with a dried orange substance in the middle. The cribs were labeled with a child's name. At the time of the survey the child to which the crib belonged was present.	
755 - Toys/Equipment/Furniture	Not In Compliance
922 KAR 2:120. Section 11. Toys and Furnishings. (1) All toys, equipment, and furniture contacted by a child shall be: (a) Kept clean and in good repair; and (b) Free of peeling, flaking, or chalking paint. Findings: General: Based on Observation, during a tour of the Wobbley Wobblers side's 1 and 2 tape residue with and accumulation of dirt and grime were observed on the front of the refrigerators located in each area. During a tour of the facility there were several trash cans located in the classrooms and in the bathrooms that had dried food and on the sides and lids. Observations also found that some of the shelves in the classrooms had areas of tape residue with an accumulation of dirt and grime. An inspection of the 2004 Chevy mini bus found that the right blinker was not working.	

Inspection Report**Transportation****Not In Compliance****830 - Vehicle Inspection Documentation****Not In Compliance****922 KAR 2:120. Section 12. Transportation.****(6) A vehicle used to transport children shall meet the following requirements:****(a) A twelve (12) or more passenger vehicle shall display a current certification of inspection from the Transportation Cabinet on the designated window.****Findings:**

General: Based on Review of Documentation, it was found that the most recent vehicle inspection documented for the 2005 GMC mini bus was 6/14/16. There was no documentation to verify that the 2004 Chevy mini bus had a current inspection.

900 - Children's Transportation Records**Not In Compliance****922 KAR 2:120. Section 12. Transportation.****(17) Transportation services provided shall:****(a) Be recorded in writing and include:**

- 1. The first and last name of the child transported; and**
- 2. The time each child gets on and the time each child gets off;**

(b) Be completed by a staff member other than the driver; and**(c) Be kept for five (5) years.****Findings:**

General: Based on Review of Documentation, it was found that for field trips conducted in May 2017 the time each child got on the vehicle to return to the facility and the time the child got off the vehicle upon arrival at the facility was documented with a check mark and not a time. It was also found that documentation for the time on and time off for each child picked up from school the week of 8/21/17 was not available for review for one (1) of the vehicles used to transport children from school.

Food Service**Not In Compliance****960 - Bottles****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(9) Bottles shall be:**

- (a) Individually labeled;**
- (b) Promptly refrigerated;**
- (c) Covered when not in use; and**
- (d) Consumed within one (1) hour of being heated or removed from the refrigerator.**

Findings:

General: Based on Observation, in the infant room side 1 there was a bottle and a sippy cup in the refrigerator in a tray with a child's name on the outside of the tray. Neither the cup or the bottle had a child's name on them. In the refrigerator in the Wobbley Wobblers room side 2 there was a tray labeled with a child's name and a bottle and sippy cup that was not labeled. There was another tray with a child's name with two (2) sippy cups that were not labeled with a child's name.

1035 - Sufficient Room/Eating Utensils Supplied**Not In Compliance****922 KAR 2:120. Section 9. Food and Meal Requirements.****(13) Meals shall be:****(b) Served to a child:**

- 1. Seated with sufficient room to manage food and tableware; and**
- 2. Supplied with individual eating utensils designed for use by a child.**

Findings:

General: Based on Observation, a child in the toddler room side 1 was observed walking around while drinking from a sippy cup.

Inspection Report**Children's Records****Not In Compliance****1075 - Enrollment Information****Not In Compliance****922 KAR 2:110. Section 3. 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 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 situation 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 Review of Documentation, One child's record was missing a preferred hospital name. One child's record was missing a physician's phone number.

Written Documentation**Not In Compliance****1095 - Daily Attendance Records****Not In Compliance****922 KAR 2:110. Section 3. Records.****(1) A child-care center shall maintain:****(c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with****922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;****Findings:**

General: Based on Interview, it was found that there are children in attendance that receive child care assistance. At the time of the survey the staff person in charge admitted she had not been keeping track of the required time of arrival and time of departure along with the parents' signature on the required forms since July 2017. The staff person in charge indicated that when each parent arrives with their child and when they come to pick them up they have a code to let themselves into the facility and that time is documented electronically. The staff person in charge stated that she would then write the information on the required forms and have the parent sign at the end of the week.

1115 - Earthquake/Tornado Drills**Not In Compliance****922 KAR 2:110. Section 3. Records.****(1) A child-care center shall maintain:****(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;****Findings:**

General: Based on Review of Documentation, it was found that earthquake and tornado drills are conducted as one (1) drill and labeled storm drill with one (1) date and time documented.

1140 - Fire Drills**Not In Compliance****922 KAR 2:120. Section 3. General Requirements.****(12) A fire drill shall be conducted during hours of operation:**

- (a) At least monthly; and
- (b) Documented.

Findings:

General: Based on Review of Documentation, there was no documentation to verify that a fire drill had been conducted for November and December 2016 and March and August of 2017.

Inspection Report		
	Posted Documentation	Not In Compliance
1155 - Posting Requirements		Not In Compliance
922 KAR 2:110. Section 2. General. (7) In addition to the posting requirement of KRS 199.898(3), a child-care center shall post the following in a conspicuous place and make available for public inspection: (a) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year; (b) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year; (c) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897; (d) A description of services provided by the child-care center, including: 1. Current rates for child care; and 2. Each service charged separately and in addition to the basic rate for child care; (e) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and (f) Daily schedule.		
Findings: General: Based on Observation, it was found that a civil penalty noticed issued 12/16/16 by the cabinet was not posted. At the time of the survey the staff person in charge found that notice of the civil penalty in her desk drawer and posted it on the bulletin board.		
1165 - Daily Activities		Not In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;		
Findings: General: Based on Observation, during a tour of one (1) of the two-year-old rooms it was found that there was not a posted plan of activities that included dates as to when the activities would be conducted. During a tour of side 2 of the toddler rooms the planned program of activities that was posted did not have a date as to when the activities would be conducted. At the bottom of the plan it said September week 3. During a tour of the Wobbly Wobblers room side 1 there was a posted plan of activities but there were no dates listed as to when the activities would be conducted. During a tour of side 2 of the toddler area a planned program of activities was posted but there were no dates as to when the activities would be conducted.		
1170 - Diapering/Handwashing		Not In Compliance
922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements. (9) The proper methods of diapering and hand-washing shall be posted at each diaper changing area.		
Findings: General: Based on Observation, during a tour of one (1) of the two-year-old rooms it was found that the diapering procedure was not posted in the diapering area.		
Animals		In Compliance

Signature of Provider/Representative

Title

Date