



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
Eastern Branch
455 Park Place, Suite 120A
Lexington, KY 40511
Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Park Early Childhood Center	Provider Information	CLR No: L352366
Provider Address: 645 East High Street, Lexington, KY, 40502	Provider Type: LICENSED TYPE I	Capacity: 99
Owner(s): Park Early Childhood Center, Inc.		Director(s): Combs, Janice Marie

Inspection Type: Renewal Application	Inspection Information	Inspection No: 219547
Date Initiated: 05/30/2017 9:13 AM	Date Concluded: 05/30/2017 12:10 PM	
	No. of Children Present: 76	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
110 - Report to Licensee	Not In Compliance

922 KAR 2:090. Section 11. Basis for Denial, Suspension or Revocation.

(3) A director, employee, volunteer, any person with supervisory or disciplinary control over, or having unsupervised contact with, a child shall report to the licensee if:

(a) Convicted of, or entered an Alford or guilty plea to:

- 1. a violent crime or sex crime in accordance with KRS 17.165; or**
- 2. A crime specified in Section 6(5) of this administrative regulation;**

(b) The subject of a cabinet child abuse or neglect investigation;

(c) Found by the cabinet or a court to have abused or neglected a child;

(d) Convicted of, or entered an Alford or guilty plea to, a drug-related felony, and five (5) years have not elapsed since the person was fully discharged from imprisonment, probation, or parole;

(e) Placed on the Sex Offender Registry; or

(f) Determined by a physician to have a health condition that renders the person unable to care for children.

Findings:

General: Based on Review of Documentation, the surveyor found that a staff person hired on 9/16/16 was convicted of drug-related felony charges on 6/11/14, 9/23/14, 1/7/15. File review found that five (5) years has not elapsed since this individual was fully discharged from imprisonment, probation, or parole. During the inspection, the staff person was observed working in the Toddler #1 classroom at approximately 9:20 a.m. with two (2) other staff and nine (9) toddlers. The Director stated that she was unaware of this regulation. It is important to note that the Director later informed the surveyor that the staff person had been terminated.

125 - Confidential Information

Not In Compliance

922 KAR 2:110. Section 2. General.

(3) Information concerning a child or the child's parent shall be kept in strict confidence by child-care center staff, except as otherwise required by law.

Findings:

General: Based on Observation, the surveyor observed a medicine permission form that had been completed by a parent posted on a cabinet in a conspicuous place in the Toddler #1 classroom. The Director stated that the parent placed the medication form on the cabinet herself.

140 - Staff Conviction/Substantiation

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

(2) A child-care center shall not employ a person:

- (a) Convicted of, or who entered an Alford or guilty plea to, a crime pursuant to 922 KAR 2:090, Section 6(6);**
- (b) Found by the cabinet to have abused or neglected a child, pursuant to 922 KAR 1:470;**
- (c) Placed on the Sex Offender Registry; or**
- (d) Determined by a physician to have a health condition that renders the person unable to care for children.**

Findings:

General: Based on Observation, the surveyor found that a staff person hired on 9/16/16 was convicted of drug-related felony charges on 6/11/14, 9/23/14, 1/7/15. File review found that five (5) years has not elapsed since this individual was fully discharged from imprisonment, probation, or parole. During the inspection, the staff person was observed working in the Toddler #1 classroom at approximately 9:20 a.m. with two (2) other staff and nine (9) toddlers. The Director stated that she was unaware of this regulation. It is important to note that the Director later informed the surveyor that the staff person had been terminated.

Director Requirements

In Compliance

Employee Records

Not In Compliance

320 - TB Verification

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

(1) Child-care center staff:

(b) Shall provide, prior to employment and every two (2) years thereafter:

- 1. A statement from a health professional that the individual is free of active tuberculosis; or**
- 2. A copy of negative tuberculin results.**

Findings:

General: Based on Review of Documentation, one (1) employee file (hire date: 6/10/16) contained TB skin documentation that was dated 11/14/16 which was completed after the individual's hire date. The Director stated that the employee had a valid TB skin test prior to hire, but the document was thrown away. Additionally, two (2) employee files (hire dates: 3/26/15 and 5/12/15) contained TB skin documentation that was no longer valid as of 3/11/17 and 5/9/17.

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, the surveyor found the following during file review and review of ECE-TRIS: (1) staff person hired on 3/26/15 completed six (6) hours of training, staff person hired on 12/1/15 completed nine (9) hours of training, staff person hired 5/20/15 completed eight (8) hours of training, staff person hired 6/1/1992 completed twelve (12) hours of training, staff person hired 3/18/16 completed fourteen (14) hours of training, and staff person hired 6/26/15 completed six (6) hours of training. (2) Six (6) staff did not complete the six (6) hour orientation training within the ninety-day time-frame. (3) One (1) staff (hire date: 3/21/14) has not completed the six (6) hour orientation training. The Director stated that this staff person used to work at another child care facility and took the training approximately twenty (20) years ago. (4) Two (2) staff did not complete the pediatric abusive head trauma training within the first year of employment. (5) One (1) staff person (hire date: 5/12/15) has not completed the pediatric abusive head trauma training.

Programming

In Compliance

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, the surveyor observed a can of Great Value Black Cherry Air Freshener positioned on top of the children's cubbies located in the Pre-school classroom. Additionally, a staff person's green purse was observed in the Two-Year-Old classroom positioned on top of the children's cubbies. The children in care were ages two and three (2-3) years old.

500 - 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. Adequately heated;**
- 3. Ventilated; and**
- 4. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shattered 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, the surveyor noted that an overhead light fixture located in Toddler #1 classroom was not in working order. The staff stated that the bulb had recently been replaced, but it had blown again. The Director stated that there was something else wrong with the light fixture and that the maintenance person from the church was aware of it.

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, at approximately 9:20 a.m., the surveyor observed a staff person in the Toddler #1 classroom wipe a child's nose and then proceed to sit down and not wash her hands.

First Aid/Medication

In Compliance

Outdoor Play Area

Not Applicable

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, the surveyor observed two (2) crib sheets that were bunched up and not tight-fitting to the crib mattresses in the Nursery #2 classroom.

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, in the Toddler #2 classroom, the surveyor observed a trash can next to the hand-washing sink that had some spills, dirt, and grime on and around the lid. Additionally, a child sized table located in the Club House classroom had sections of tape residue stuck to the surface which makes it difficult to appropriately sanitize.

Inspection Report	
Transportation	Not Applicable
Food Service	Not In Compliance
925 - 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 Interview, the surveyor found that lunches are catered from three (3) food establishments (Zaxbys, Kroger Deli, and Mad Mushroom). A review of documentation found that Kroger's catering permit was not on file at the facility.	
950 - Kitchen Equipment Clean and Sanitary	Not In Compliance
922 KAR 2:120. Section 8. Kitchen Requirements. (7) The following shall be clean and sanitary: (a) Eating and drinking utensils; (b) Kitchenware; (c) Food contact surfaces of equipment; (d) Food storage utensils; (e) Food storage containers; (f) Cooking surfaces of equipment; and (g) Nonfood contact surfaces of equipment.	
Findings: General: Based on Observation, the surveyor observed two (2) refrigerators, one located in Nursery #1 classroom and the other located in Toddler #1 classroom. The freezer compartments inside of both refrigerators contained an accumulation of ice and were in need of defrosting.	
Children's Records	
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, the surveyor found one (1) out of ten (10) children's files reviewed did not contain physician contact information.	
Written Documentation	
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, the surveyor noted based on the fire drill documentation presented for review that a fire drill was not conducted during the months of July 2016 and August 2016.	
Posted Documentation	
Animals	
In Compliance	
In Compliance	

Signature of Provider/Representative

Title

Date