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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Owingsville Baptist Church Daycare	Provider Information	CLR No: L383593
Provider Address: 92 Coyle Street, Owingsville, KY, 40360	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): Owingsville Baptist Church, Inc.		Director(s): Bailey, Christopher M

Inspection Type: Renewal Application	Inspection Information	Inspection No: 278862
Date Initiated: 05/07/2019 10:00 AM	Date Concluded: 05/07/2019 12:45 PM	
	No. of Children Present: 49	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
340 - Staff Meeting	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (i) Conduct, manage, and document in writing recurring staff meetings;	
Findings: General: Based on review of documentation, this regulatory requirement was not met. At the time of the survey, the facility could not provide written evidence of conducted staff meetings.	
345 - Staff Evaluation	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;	
Findings: General: Based on review of documentation, this regulatory requirement was not met. Three (3) staff eligible for an annual performance review did not have documentation of a review on file in the facility (hire dates: 5/1/17, 10/13/17 and 5/14/17)	

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 and interview, this regulatory requirement was not met. The following was found:

1. During a tour of the toddler classroom (Room #105), the surveyors observed eight (8) plastic containers and cardboard boxes piled up on two (2) shelving units. The containers were all full of various art materials, books, and toys and were unstable. These items were accessible to the children in the room.
2. Surveyors observed an uncovered electrical outlet in the two (2) year old classroom.
3. Surveyors observed three (3) uncovered electrical outlets on a "store a cord" device positioned on the floor in the preschool classroom and another uncovered electrical outlet beside a large dollhouse.
4. Surveyors observed a sound machine positioned on a tall shelf in the preschool classroom. The sound machine was plugged into an outlet near the floor. The electrical cord was hanging loose/not secure.
5. Surveyors observed chunks of cork missing along the bottom edge of a large bulletin board hanging in the toddler classroom (Room #101) from where the children apparently pick at it.

370 - Parental/Family Involvement Activity

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

- (p) Coordinate at least one (1) annual activity involving parental or family participation;**

Findings:

General: Based on review of documentation, it was found that there was no evidence of family involvement activities.

Employee Records

Not In Compliance

385 - Personnel File

Not In Compliance

922 KAR 2:090. Section 9. 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. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and**
- 5. The results of background checks conducted in accordance with 922 KAR 2:280;**

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. A review of staff files during the inspection found ten (10) staff that did not have the date of employment listed in their file. The staff person in charge reviewed internal documentation (payroll) and then identified 3/8/19, 7/9/18, 6/11/18, 9/17/18, 1/29/19, 9/11/18, 10/26/18, 1/7/19, 1/11/19 and 4/23/19 as the hire dates. The staff person in charge stated that he was not aware of this regulatory requirement.

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 review of documentation, this regulatory requirement was not met. Three (3) staff (hire dates: 10/26/18, 1/7/19 and 1/11/19) did not have educational documentation on file.

395 - TB Verification

Not In Compliance

922 KAR 2:090. Section 11. 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, this regulatory requirement was not met. One (1) staff person (hire date: 7/9/18) did not have T.B. documentation on file.

400 - CPR/First Aid Coverage

Not In Compliance

922 KAR 2:090. Section 11. Staff Requirements.

(3) For a child-care center licensed for infant, toddler, or preschool-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Infant and child cardiopulmonary resuscitation; and**
- (b) Infant and child first aid.**

(4) For a child-care center licensed for school-age children, at least one (1) person on duty and present with the children shall be currently certified by a cabinet-approved training agency in the following skills:

- (a) Adult cardiopulmonary resuscitation; and**
- (b) First aid.**

Findings:

General: Based on review of documentation and interview, this regulatory requirement was not met. At the time of the survey it was found that only one (1) staff person (hire date: 1/29/19) out of fourteen (14) were certified in infant/child CPR and first aid. The staff person in charge stated during interview that this staff person only works at the facility on Tuesday's and Thursday's from 8:00AM - 6:00PM. The facility hours of operation are 7:00AM - 6:00PM (M - F); therefore, no one is on duty at the facility three (3) days a week that is certified in CPR/First Aid and no one is on duty from 7:00AM - 8:00AM on Tuesday's and Thursday's who is certified in CPR and first aid. The director and two (2) additional staff had CPR/First Aid documentation on file that expired 2/2019.

410 - Training

Not In Compliance

922 KAR 2:090. Section 11. Staff Requirements.

(16) 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 cabinet-approved 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 cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on review of documentation and the Training Records Information System (TRIS), the following was found:

1. Three (3) staff files (hire dates: 6/11/18, 1/7/19 and 1/11/19) did not contain evidence of the six (6) hours of cabinet-approved training being completed within the first three (3) months of employment.
2. Two (2) staff files (hire dates: 10/13/17 and 5/14/17) did not contain evidence of the pediatric abusive head trauma training class being completed within the first year of employment.
3. One (1) staff file (hire date: 5/1/17) did not contain the required fifteen (15) hours of training.
4. Two (2) staff files (hire dates: 10/13/17 and 5/14/17) did not contain the required nine (9) hours of training the first year of employment.

Programming

Not In Compliance

420 - 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) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including:**
 - 1. Art or music;**
 - 2. Math or numbers;**
 - 3. Dramatic play;**
 - 4. Stories and books;**
 - 5. Science or nature;**
 - 6. Block building or stacking;**
 - 7. Tactile or sensory activity;**
 - 8. Multi-cultural exposure;**
 - 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 and interview, this regulatory requirement was not met. The surveyors entered the toddler classroom (Room #105) at 10:00AM and observed one (1) staff person caring for six (6) children. The staff person had a ball and was observed playing a game with the children in the room; however, there were no other toys or equipment available for the children to play with. The staff person in charge stated that staff rotate different toys in and out of the room throughout the day that follow along with the specific activity listed on the daily schedule. This arrangement does not provide adequate opportunity for a child to have some free choice activities and if desired, play apart from the group at times.

Inspection Report		
	Premises	Not In Compliance
520 - Inaccessible Items		Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (7) The following shall be inaccessible to a child in care: (a) Toxic cleaning supplies, poisons, and insecticides; (b) Matches, cigarettes, lighters, and flammable liquids; and (c) Personal belongings and medications of staff.		
Findings: General: Based on observation, this regulatory requirement was not met. During a tour of the toddler classroom (Room #105), the surveyors observed two (2) staff purses on a card table beside an adult chair. The purses were accessible to the children.		
580 - 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, this regulatory requirement was not met. The following was found: - Two (2) walls in the toddler classroom (Room #105) contained numerous dark scuff marks down the middle section. - One wall in the toddler classroom (Room #101) contained numerous areas of chipped/peeling paint. - The two (2) year old classroom had a section of baseboard missing in an area approximately four (4) feet long.		
	Hygienic Practices	Not In Compliance
655 - Child Personal Care/Handwashing		Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (4) A child shall: (a) Be helped with personal care and cleanliness based upon his or her developmental skills; (b) Except as established in paragraph (c) of this subsection, wash his or her hands with liquid soap and warm running water: a. Upon arrival at the center; or b. Within thirty (30) minutes of arrival for school-age children; 2. Before and after eating or handling food; 3. After toileting or diaper change; 4. After handling animals; 5. After touching an item or an area of the body soiled with body fluids or wastes; and 6. After outdoor or indoor play time; and (c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.		
Findings: General: Based on observation, the facility failed to ensure children's hands are washed with liquid soap and warm running water prior to eating. At the time of the visit, the surveyors observed three (3) children standing up in their cribs in the toddler classroom (Room #101). The staff person indicated that the children had just awakened from nap and were getting ready to eat snack. The surveyors observed the staff person remove each child from their crib individually, place them in a high chair with a tray and then serve them snack without washing their hands.		
710 - Toy Sanitation Procedure		Not In Compliance
922 KAR 2:120. Section 11. Toys and Furnishings. (4) A toy or another item that is considered a mouth contact surface by a child not toilet trained shall be sanitized daily by: (a) 1. Scrubbing in warm, soapy water using a brush to reach into crevices; 2. Rinsing in clean water; 3. Submerging in a sanitizing solution for at least two (2) minutes; and 4. Air dried; or (b) Cleaning in a dishwasher if the toy or other item is dishwasher safe.		
Findings: General: Based on observation and interview, this regulatory requirement was not met. An interview with the staff person in charge and observation of the toy cleaning area during the visit found that the toys in the infant/toddler classrooms are submerged in bleach water to soak and then wiped down with a cloth; therefore, the toy cleaning procedure does not meet the regulatory requirements.		
	First Aid/Medication	In Compliance

Inspection Report	
Outdoor Play Area	Not In Compliance
760 - Fences	Not In Compliance
922 KAR 2:120. Section 4. Premises Requirements. (23) Fences shall be: (a) Constructed of safe material; (b) Stable; and (c) In good condition.	
Findings: General: Based on observation and interview, this regulatory requirement was not met. During a tour of the playground, the surveyor observed green plastic temporary fencing stretched out between the two (2) playground areas and lying on the ground. The staff person in charge stated that staff re-attach the fence each time they go outside to create a barrier between the two (2) play areas.	
Equipment	Not In Compliance
820 - Indoor/Outdoor Equipment	Not In Compliance
922 KAR 2:120. Section 11. Toys and Furnishings. (2) Indoor and outdoor equipment shall: (a) Be clean, safe, and in good repair; (b) Meet the physical, developmental needs, and interests of children of different age groups; (c) Be free from sharp points or corners, splinters, protruding nails or bolts, loose or rusty parts, hazardous small parts, lead-based paint, poisonous material, and flaking or chalking paint; and (d) Be designed to guard against entrapment or situations that may cause strangulation.	
Findings: General: Based on observation, this regulatory requirement was not met. During a tour of the outdoor playground the following was observed: 1. A Ninja Turtle riding toy had a broken handle bar and sharp edges were exposed. 2. A small Little Tykes climber/slide structure had broken plastic on the steps and sharp edges were exposed. 3. Surveyors observed a plastic storage container on a shelf in the older infant classroom (Room #103). The container had holes in the plastic which created sharp edges. 4. The small refrigerator/freezer combo unit was in need of defrosting. The surveyors observed an excessive amount of ice built up around the freezer section; therefore, the freezer compartment door would not close.	
Transportation	Not Applicable
Food Service/Food Program	In Compliance
Food Service	Not In Compliance
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 review of documentation and interview, this regulatory requirement was not met. An interview with the director revealed that lunch is prepared/catered from the Emmanuel Center which is located in a different building from the child care space. There was no documentation on site to verify that the meals prepared in the Emmanuel Center kitchen were in compliance with applicable state and local laws.	
1130 - Menu	Not In Compliance
922 KAR 2:120. Section 9. Food and Meal Requirements. (16) A weekly menu shall be: (a) Prepared; (b) Dated; (c) Posted in advance in a conspicuous place; (d) Kept on file for thirty (30) days; and (e) Amended in writing with any substitutions on the day the meal is served.	
Findings: General: Based on review of documentation and interview, this regulatory requirement was not met. A review of the facility's posted items found that a menu was not posted. The staff person in charge stated that he was still working on it.	

Inspection Report**Children's Records****Not In Compliance****1135 - Immunization****Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:**

(a) A current immunization certificate for each child in care within thirty (30) days of the child's enrollment, unless an attending physician or the child's parent objects to the immunization of the child pursuant to KRS 214.036;

Findings:

General: Based on review of documentation, this regulatory requirement was not met. The following was found:

1. Four (4) children (enrollment dates: 10/2/18, 1/25/19, 1/2/19 and 12/28/17) had no immunization record on file.
2. Two (2) children (enrollment dates: 8/10/18 and 9/11/17) had immunization certificates that were no longer current as of 5/2/18 and 11/1/17.

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 review of documentation and interview, this regulatory requirement was not met. The following was found:

1. Three (3) of the children's files/enrollment documentation did not contain information for the family's preferred hospital (enrollment dates: 10/2/18, 8/10/18 and 3/7/19).
2. Two (2) children's files did not contain the phone number of the child's physician (enrollment dates: 10/2/18 and 3/7/19).
3. One (1) child that was present at the facility on the day of the inspection did not have enrollment paperwork on file; therefore, none of the required information had been obtained. The only documentation that the child had on file at the facility was the Child Care Assistance Program (CCAP) agreement form. The staff person in charge identified the child as a infant sibling of another child enrolled at the facility.

Written Documentation**Not In Compliance****1170 - Professional Development****Not In Compliance****922 KAR 2:090. Section 9. Records.****(1) A child-care center shall maintain:**

(f) A written annual plan for child-care staff professional development;

Findings:

General: Based on review of documentation, this regulatory requirement was not met. Four (4) staff eligible for a staff professional development plan did not have documentation of a plan on file (hire dates: 5/1/17, 10/13/17, 5/14/17 and 2/6/17).

Inspection Report		
	Posted Documentation	Not In Compliance
1200 - Posting Requirements		Not In Compliance
922 KAR 2:090. Section 8. General. (6) 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) The provider's preliminary or regular license; (b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year; (c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year; (d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897; (e) 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; (f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and (g) Daily planned program.		
Findings: General: Based on review of documentation and observation, this regulatory requirement was not met. A tour of the facility and a review of posted materials found that the facility's 4/30/18 inspection report and plan of correction were posted inside a glass cabinet with a key lock. This location for display prohibits the information from being easily viewed by anyone entering the center.		
	Animals	In Compliance