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Inspection Report

Provider Name: Mother Hen	Provider Information	CLR No: L383605
Provider Address: 155 Silver St., Beaver Dam, KY, 42320	Provider Type: LICENSED TYPE I	Capacity: 41(Bldg 1: 41)
Owner(s): Mother Hen, LLC		Director(s): Riley, Nakisha Mae

Inspection Type: Renewal Application	Inspection Information	Inspection No: 279072
Date Initiated: 06/21/2019 9:00 AM	Date Concluded: 06/21/2019 12:20 PM	
	No. of Children Present: 35	

Inspection Report	
Background Checks	Not In Compliance
10 - Submit background check	Not In Compliance
<p>922 KAR 2:280 - Section 4. Procedures and Payments.</p> <p>(1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:</p> <p>(a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;</p> <p>(b) Request that the prospective child care staff member complete and sign the:</p> <ol style="list-style-type: none"> DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and <p>(c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:</p> <ol style="list-style-type: none"> Child abuse and neglect central registry pursuant to 922 KAR 1:470; National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and Sex Offender Registry established in accordance with KRS 17.500 through 17.580. 	
Findings:	
General: Based on interview and review of documentation, a staff, hired on 05/13/19, did not initiate the background check process.	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
290 - Fire Marshal/Zoning Compliance	Not In Compliance
<p>922 KAR 2:120. Section 4. Premises Requirements.</p> <p>(2) A child-care center shall be in compliance with the State Fire Marshal and the local zoning laws.</p>	
Findings:	
General: Based on interview, zoning documentation was not available for review.	

Inspection Report

Director Requirements

Not In Compliance

320 - Operation instruction/Regulation copy

Not In Compliance

922 KAR 2:090. Section 8. General.

(2) Child-care center staff shall be:

- (a) Instructed by the child-care center's director regarding requirements for operation; and**
- (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.**

Findings:

General: Based on interview and review of documentation, the director failed to provide staff with a copy of the current administrative regulations. The copy on file had a print date of 2014.

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, there was no documentation that staff meetings were conducted.

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, a staff, hired on 02/07/17; a staff, hired on 04/03/17; a staff, hired on 06/02/17, and a staff, hired on 09/11/17, each did not have an annual written performance evaluation on file.

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, a staff, hired on 04/03/17 did not maintain TB documentation on file. A staff, hired on 02/07/17, did not maintain education verification on file.

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, a staff, hired on 09/17/18; a staff, hired on 10/17/18; a staff, hired on 05/13/19; a staff, hired on 10/15/18, and a staff, hired on 03/06/19, each did not have education verification 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, a staff, hired on 09/17/18, a staff, hired on 05/13/19, and a staff, hired on 10/15/18, each did not have TB documentation on file.

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, a director, hired on 02/07/17, had documentation of completing one and a half (1 ½) hours of cabinet approved training during a subsequent year of employment. A staff, hired on 02/07/17, had documentation of completing seven and a half (7 ½) hours of cabinet approved training during a subsequent year of employment. A staff, hired on 10/17/18, did not have documentation of completing six (6) hours of cabinet approved orientation training.

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, the program of activities was not developed and posted in the one and two-year-olds' room.

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, a spray bottle labeled "Mr. Clean", two (2) large containers of disinfecting wipes, a bottle of glass cleaner, and two (2) bottles of Glade air freshner were stored in a cloth container on the counter and were accessible to children in the three and four-year-olds' room.

525 - Items Accessible Only During Activity

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

- (8) The following shall be inaccessible to a child in care unless under direct supervision and part of planned program of instruction:**
- (a) Knives and sharp objects;**
 - (b) Litter and rubbish;**
 - (c) Bar soap; and**
 - (d) Plastic bags not used for personal belongings.**

Findings:

General: Based on observation, a pair of sharp adult scissors, twenty-two (22) half inch screws, a caregiver's keys and phone were stored in an unlocked drawer under the counter in the three and four-year-olds' room. Several wadded up plastic bags were stored in unlocked drawers under the counter in the three and four-year-olds' room. These items were not a part of the planned program of instruction and were accessible to children.

Hygienic Practices

In Compliance

Inspection Report

First Aid/Medication

Not In Compliance

715 - First Aid Supplies

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

(1) First aid supplies shall:

- (a) Be available to provide prompt and proper first aid treatment;
- (b) Be stored out of reach of a child;
- (c) Be periodically inventoried to ensure the supplies have not expired;
- (d) If reusable, be:
 - 1. Sanitized; and
 - 2. Maintained in a sanitary manner; and
- (e) Include:
 - 1. Liquid soap;
 - 2. Adhesive bandages;
 - 3. Sterile gauze;
 - 4. Medical tape;
 - 5. Scissors;
 - 6. A thermometer;
 - 7. Flashlight;
 - 8. Cold pack;
 - 9. First aid book;
 - 10. Disposable gloves; and
 - 11. A cardiopulmonary resuscitation mouthpiece protector.

Findings:

General: Based on observation, first aid supplies in a kit was stored in a bag underneath a sink, accessible to children in the three and four-year-olds' restroom.

730 - 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 unless the medication is:
 - 1. A first aid supply and is maintained in accordance with subsection (1) of this section;
 - 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;
 - 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:
 - a. An epinephrine auto-injector shall be inaccessible to a child;
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or
 - 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;
- (b) Kept in the original bottle; and
- (c) Properly labeled.
- (7) Medication shall not be given to a child if the medication's expiration date has passed.

Findings:

General: Based on observation, fourteen (14) stick packs of AdvoCare Slim herbal supplements labeled "Keep out of reach of children", a bottle of Equate acetaminophen were not labeled to indicate to whom each belonged. These items were stored in an unlocked top drawer at the counter in the three and four-year-olds' room. A four ounce bottle of Equate children's allergy syrup and a four ounce bottle of DG Health Children's Ibuprofen were not labeled to indicate to whom each belonged in the infants' room.

Outdoor Play Area

Not In Compliance

740 - 60 Square Feet

Not In Compliance

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

(20) An outdoor play area shall be:

- (b) A minimum of sixty (60) square feet per child, separate from and in addition to the thirty-five (35) square feet minimum pursuant to subsection (6) of this section;

Findings:

General: Based on observation, ten (10) children were present on the younger children's playground. The younger children's playground measured four hundred thirty-two (432) square feet, which allowed for seven (7) children to have sixty (60) square feet.

Inspection Report

750 - Playground Conditions

Not In Compliance

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

(20) An outdoor play area shall be:

- (d) Safe from foreseeable hazard;
- (e) Well drained;
- (f) Well maintained;
- (g) In good repair; and
- (h) Visible to staff at all times.

Findings:

General: Based on observation, black fabric weed block was raised above the protective surface in several areas on the older children's playground.

755 - Protective Surface

Not In Compliance

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

(21) A protective surface shall:

(a) Be provided for outdoor play equipment used to:

- 1. Climb;
- 2. Swing; and
- 3. Slide; and

(b) Have a fall zone equal to the height of the equipment.

Findings:

General: Based on observation, sparse protective surface was at the end of a slide on the older children's playground. Sparse protective surface was at the end of a slide on the younger children's playground.

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, a portion of the center's parking lot, which was under the pavilion, was converted to a play area but was not fenced. The children used this area for outdoor play on 06/06/19.

Equipment

In Compliance

Transportation

Not Applicable

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 and interview, two percent (2%) milk was served with the breakfast meal and lunch meal to approximately twenty (20) two-year-old and older children.

Food Service

Not In Compliance

1050 - Bottles

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(9) Bottles shall be:

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

Findings:

General: Based on observation, a bottle was not labeled in the infants' room.

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, a child, first date of attendance on 07/13/17, had an immunization certificate on file that was valid until 06/07/19. A child, first date of attendance on 07/13/17, had an immunization certificate on file that was valid until dated 01/28/19.

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, a child, first date of attendance on 10/17/18, did not have information on file to enable the person in charge to contact the child's physician.

Written Documentation

Not In Compliance

1150 - Evacuation Plan

Not In Compliance

922 KAR 2:090. Section 5. Evacuation Plan.

(1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895 and 42 U.S.C. 9858c(c)(2)(U).

Findings:

General: Based on review of documentation, the center did not have a written plan for evacuation in accordance with KRS 199.895, which included an evacuation route to a designated relocation.

1160 - Daily Attendance Records

Not In Compliance

922 KAR 2:090. Section 9. 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 observation and review of documentation, the daily attendance records for the week of 04/15/19, did not include documented arrival times for three (3) children and documented departure times for eight (8) children, in accordance with Child Care Assistance Program. Attendance records for the weeks of 03/25/19 and 04/01/19 were not available for review.

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, a director, hired on 02/07/17; a staff hired on 02/07/17; a staff hired on 04/03/17; a staff hired on 06/12/17, and a staff hired on 09/11/17, did not have an annual professional development plan.

1175 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. 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;
- (i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on interview and review of documentation, a monthly, practiced fire drill was conducted in February 2019, but the names of children participants were not documented. Monthly, practiced fire drills were conducted June 2018 through December 2018, but the dates, times and names of children participants were not documented. Quarterly, practiced earthquake and tornado drills were conducted in the second, third and fourth quarters of 2018, but the dates, times and names of children participants were not documented.

1195 - Fire Drills

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(12) A fire drill shall be:

- (a) Conducted during hours of operation at least monthly; and
- (b) Documented.

(13) An earthquake drill and a tornado drill shall be:

- (a) Conducted during hours of operation at least quarterly; and
- (b) Documented.

Findings:

General: Based on observation and review of documentation, monthly, practiced fire drills were conducted June 2018 through December 2018, but were not documented. Quarterly, practiced earthquake and tornado drills were conducted in the second, third and fourth quarters of 2018, but were not documented.

Posted Documentation

Not In Compliance

1215 - Daily Activities

Not In Compliance

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

(1) 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, the schedule of daily activities was not posted in the one and two-year-olds' room.

1220 - 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, the proper methods of handwashing was not posted at the diapering station in the one and two-year-olds' room.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date