



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

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>

Eric Friedlander
SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Penguin Play School	Provider Information	License No: L356506
Provider Address: 7109 Hopeful Church Road, Florence, KY, 41042	Provider Type: LICENSED TYPE I	Capacity: 96
Owner(s): Penguin Playschool, LLP		Director(s): Goswick, Bonnie; Bellman, Jessica

Inspection Type: Investigation	Inspection Information	Inspection No: 127836
Visit Start Date: 10/02/2014 2:20 PM	Visit End Date: 10/02/2014 3:40 PM	
No. of Children Present: 33		

Inspection Report	
Supervision	
5 - Children Supervised	In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(3)(a) Each center shall maintain a child-care program that assures each child will be:</p> <ol style="list-style-type: none"> 1. Provided with adequate supervision at all times by a qualified staff person who: <ol style="list-style-type: none"> a. Ensures the child is within scope of vision and range of voice; or b. For a school-age child, within scope of vision or range of voice; 	
Staffing Requirements	
40 - Ratios and Group Size	In Compliance
<p>922 KAR 2:120. Section 2. Child Care Services.</p> <p>(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:</p> <p>Age of Children Ratio Maximum Group Size*</p> <p>Infant</p> <p>1 staff for 5 children 10</p> <p>Toddler</p> <p>1 staff for 6 children 12</p> <p>Preschool-age 2 to 3 years</p> <p>1 staff for 10 children 20</p> <p>Preschool-age 3 to 4 years</p> <p>1 staff for 12 children 24</p> <p>Preschool-age 4 to 5 years</p> <p>1 staff for 14 children 28</p> <p>School-age 5 to 7 years</p> <p>1 staff for 15 children 30</p> <p>School-age 7 and older</p> <p>1 staff for 25 children</p> <p>(for before and after school) 30</p> <p>1 staff for 20 children</p> <p>(full day of care) 30</p> <p>*Maximum Group Size shall be applicable only to Type I child-care centers.</p>	

Inspection Report**Director Requirements****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:**
- (l) Provide for the health, safety, and comfort of each child;**

Findings:

General: Based on Interview, it was found that on 9/30/14 another staff person observed the staff person in the one (1) year old room kick a child who had fallen asleep on the floor. The staff person then started screaming at the child to "Wake Up" and then grabbed him by his arm and pulled him up off the floor. Further interviews found that on 9/23/14 this same staff person had been observed screaming at the same child while on the playground because he was crying. One (1) of the staff in charge on that day was informed of the incident and moved the child to the two (2) year room for the remainder of the day in order to "keep him away" from the staff person in the one (1) year old room. Let it be noted that the staff person's employment was terminated on 10/1/14 after the incident that was observed on 9/30/14.

Employee Records**300 - Background checks/left alone****Not In Compliance****922 KAR 2:090. Section 6. License Issuance.**

- (5) An individual described in subsection (4) of this section shall:**
- (a) Submit to background checks described in paragraph (b) of this subsection;**
- (b) May be employed or work with a child on a probationary basis for up to ninety (90) calendar days, pending completion of a:**
- 1. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;**
 - 2. Criminal records check required by KRS 199.896(19);**
 - 3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and**
 - 4. An address check of the Sex Offender Registry; and**
- (c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.**

Findings:

General: Based on Review of Documentation, it was found that a staff person hired 9/22/14 did not have the results of a criminal records check or the results of a child abuse and neglect check on file at the facility. There was no documentation available for review to verify that the applications for both of these records checks were submitted within the required time frames. Let it be noted that this staff person was not observed working alone with children and staff interviews did not confirm the staff person has been working alone.

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, it was found that a staff person hired 9/22/14 did not have the results of a negative T.B. skin test or a statement from a health professional indicating they are free from the symptoms of T.B.

Signature of
Provider/Representative

Title

Date