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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Trib Ball "Free to Learn" Daycare	Provider Information	CLR No: L352579
Provider Address: 801 West 5th Street, Owensboro, KY, 42301	Provider Type: LICENSED TYPE I	Capacity: 175
Owner(s): H. L. Neblett Community Center, Inc.		Director(s): Hampton, Carltez Cornell

Inspection Type: Renewal Application	Inspection Information	Inspection No: 243245
Date Initiated: 02/09/2018 9:15 AM	Date Concluded: 02/09/2018 2:00 PM	
	No. of Children Present: 48	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
260 - Staff Evaluation	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: (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 and interview, a staff, hired on 04/13/15, and a staff, hired on 12/10/12, had an annual written performance evaluation on file that was dated 01/03/17. A staff, hired on 05/15/14, and a staff, hired on 09/05/11, had an annual written performance evaluation on file that was dated 01/05/17. A staff hired on 10/04/10; a staff hired on 01/25/12; a staff hired on 09/28/15, and a staff hired on 20/01/16, each had an annual written performance evaluation on file that was dated 01/27/17.	
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 observation, an electrical outlet was uncovered in the four-year-olds' room.	

Inspection Report	
Employee Records	Not In Compliance
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 and interview, a staff, hired on 04/03/17, did not submit a criminal records check and a child abuse/neglect check. This staff had a criminal records check and child abuse/neglect check on file from another center.	
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 and interview, a staff, hired on 12/18/17, did not have education verification on file.	
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 interview, a staff, hired on 02/01/16, did not complete any training hours during the first year of employment. A staff, hired on 03/14/16, completed four and a half (4 ½) hours of cabinet approved training during the first year of employment. A staff hired on 09/30/13 and a staff hired on 04/13/15, each completed six (6) hours of cabinet approved training during a subsequent year of employment. A staff, hired on 05/15/14, did not complete any hours of cabinet approved training during a subsequent year of employment. A staff hired on 09/05/11 and a staff hired on 01/25/12, each completed twelve (12) hours of cabinet approved training during a subsequent year of employment. A staff, hired on 08/08/12, completed two (2) hours of cabinet approved training during a subsequent year of employment.	
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, two (2) wadded up plastic bags were stored under the kitchen sink. A pair of sharp, adult scissors and two (2) rolls of plastic bags were stored in a drawer, and two (2) bottles of glass cleaner, labeled "Keep out of reach of children", were stored in a cabinet under the sink in the one-year-olds' room. A bottle of concentrated car wash soap, labeled "Keep out of reach of children", was stored in a bucket on the floor in school-age room B. A pair of adult scissors and a caregiver's keys were on a table in the four-year-olds' room. A caregiver's purse and jacket were stored in a cabinet in the two-year-olds' room. All of these items were accessible to children.	

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, a light shield was broken in the cafeteria.

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, brown stains were on nine (9) ceiling tiles in the cafeteria.

Hygienic Practices

Not In Compliance

625 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.

(10) When a child is diapered, the child shall:

(b) Be placed on a surface that is:

- 1. Clean;**
- 2. Padded;**
- 3. Free of holes, rips, tears, or other damage;**
- 4. Nonabsorbent;**
- 5. Easily cleaned; and**
- 6. Free of any items not used for diaper changing.**

Findings:

General: Based on observation, a hole was in the diapering surface in the one-year-olds' room.

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

685 - Playground Clean

Not In Compliance

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

(20) An outdoor play area shall be:

(c) Free from:

- 1. Litter;**
- 2. Glass;**
- 3. Rubbish; and**
- 4. Flammable materials;**

Findings:

General: Based on observation, empty fruit snack, cookie wrappers and small chip bags were on the two-year-olds' playground.

690 - 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, small puddles of water were underneath the playhouse and at the entrance of the playhouse on the older children's playground.

Inspection Report	
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, a crib mattress was torn in the infants' room.	
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, two (2) adult chair cushions were torn and exposed foam in the cafeteria. Also, the seat of an adult chair had collapsed on the outdoor basketball court.	
760 - 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, a metal piece protruded approximately two (2) inches on a bowed wooden piece underneath the first bleacher in the gym.	
Transportation	Not In Compliance
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 and interview, the driver of van #1 and the driver of van #3 each completed the transportation records during the week of 01/22/18.	
Food Service	In Compliance

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, a child, first date of attendance on 12/15/16, did not have information on file to allow the person in charge to contact the child's preferred hospital.		
Written Documentation		Not In Compliance
1085 - 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.		
Findings: General: Based on review of documentation and interview, the center's written plan for evacuation was last updated on 12/01/15. This was not in accordance KRS 199.895, which states the plan should be updated by December 31st of each year.		
1105 - Professional Development		Not In Compliance
922 KAR 2:110. Section 3. Records. (1) A child-care center shall maintain: (f) A written annual plan for child-care staff professional development;		
Findings: Genera: Based on review of documentation and interview, a staff, hired on 08/08/12, had an annual written professional development plan on file that was dated 01/27/17.		
1145 - Earthquake/Tornado Drills		Not In Compliance
922 KAR 2:120. Section 3. General Requirements. (13) An earthquake drill and a tornado drill shall be conducted during hours of operation: (a) At least quarterly; and (b) Documented.		
Findings: General: Based on review of documentation and interview, a quarterly, practiced earthquake drill and a quarterly, practiced tornado drill were not conducted in the third and fourth quarters of 2017.		
Posted Documentation		In Compliance
Animals		Not Applicable