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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Sweet Peas's Preschool LLC	Provider Information	CLR No: L384037
Provider Address: 3271 Alvey Pk. Dr., Owensboro, KY, 42303	Provider Type: LICENSED TYPE I	Capacity: 29
Owner(s): Sweet Peas LLC		Director(s): Reed, Jennifer Sue

Inspection Type: Renewal Application	Inspection Information	Inspection No: 320493
Date Initiated: 04/11/2022 9:15 AM	Date Concluded: 04/11/2022 12:20 PM	
	No. of Children Present: 21	

Inspection Report		
	Background Checks	In Compliance
	Supervision	In Compliance
	Staffing Requirements	In Compliance
	General Administration	Not In Compliance
225 - Licensee Responsibility		Not In Compliance

922 KAR 2:090. Section 8. General.

(1) A licensee shall:

- (a) Be responsible for the operation of the child-care center pursuant to this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280; and**
- (b) Protect and assure the health, safety, and comfort of each child.**

Findings:

General: Based on observation, a wall plate was broken and exposed the electrical outlet in the younger preschool room.

270 - Notification of Changes

Not In Compliance

922 KAR 2:090. Section 13. Reports.

(4)(a) Written notification of the following shall be:

- 1. Made to the cabinet, in writing, to allow for approval before implementation:**
 - a. Change of ownership;**
 - b. Change of location;**
 - c. Increase in capacity;**
 - d. Change in hours of operation;**
 - e. Change of services in the following categories:**
 - (i) Infant;**
 - (ii) Toddler;**
 - (iii) Preschool-age;**
 - (iv) School-age;**
 - (v) Nontraditional hours; or**
 - (vi) Transportation; or**
 - f. Addition to or reduction of the square footage of a child-care center's premises; and**
- 2. Signed by each owner listed on the preliminary or regular license.**

Findings:

General: Based on observation and review of documentation, twenty-one (21) children were present at one time at the center. The center's approved capacity was twenty (20). Therefore, the center increased capacity and did not have prior approval from the cabinet.

Inspection Report**Director Requirements****Not In Compliance****360 - 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, two (2) caregivers hired on 9/5/19 and 10/21/19, had a written annual performance evaluation on file that was dated 7/1/20.

Employee Records**Not In Compliance****405 - 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 caregiver hired on 9/5/19, had TB documentation on file that was dated 8/6/19.

410 - 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.**

(5) Cardiopulmonary resuscitation (CPR) and first aid training shall be in addition to the fifteen (15) clock hours requirement in subsection (16) of this section.**Findings:**

General: Based on observation and review of documentation, there was no caregiver on duty and present who was certified in first aid and CPR.

415 - CPR/First Aid Required Training**Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).****Findings:**

General: Based on review of documentation, two (2) caregivers hired on 9/5/19 and 10/21/19, were not first aid and CPR trained.

435 - 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 completed within the first three (3) months of employment in a child-care program;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

(17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.**Findings:**

General: Based on review of documentation, a caregiver hired on 12/18/19, completed nine (9) hours of training during a subsequent year of employment. A caregiver hired on 10/21/19, did not complete any hours of training during a subsequent year of employment.

Inspection Report**Programming****Not In Compliance****455 - 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 and 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, the posted planned program of activities was dated 3/25/22 in the older preschool room. The posted planned program of activities was dated 1/1/21 to 12/31/21 in the younger preschool room. Interviews determined the posted planned programs of activities was not current and new planned programs of activities for the week had not been completed and posted for both rooms.

555 - Appropriate Use of Food**Not In Compliance****922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers.****(2) Food shall not be:**

- (a) Used for reward;**
- (b) Used for discipline;**
- (c) Withheld until all other foods are consumed; or**
- (d) Served while viewing electronic devices.**

Findings:

General: Based on observation, twenty (20) children viewed television while eating lunch in the younger and older preschool rooms.

Premises**Not In Compliance****605 - 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. Ventilated; and**
- 3. Well lit, including clean light fixtures that are:**
 - a. In good repair in all areas; and**
 - b. Shielded or have shatter-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, dead bugs were in the light fixture located in the hallway between the kitchen and restroom #2. Also, unknown particles were in a light fixture located in restroom #1 next to the back door.

690 - Sink

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

(3) A sink shall be:

- (a) Located in or immediately adjacent to toilet rooms;
- (b) Equipped with hot and cold running water that allows for hand washing;
- (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
- (d) Equipped with liquid soap;
- (e) Equipped with hand-drying blower or single use disposable hand drying material;
- (f) Equipped with an easily cleanable waste receptacle; and
- (g) Immediately adjacent to a changing area used for infants and toddlers.

Findings:

General: Based on observation, the hot water temperature registered sixty-eight (68) degrees Fahrenheit at each sink located in restrooms #1 and #2.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

Not Applicable

Kitchen Requirements

In Compliance

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

Not Applicable

Children's Records

Not In Compliance

1250 - 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 enrolled 4/1/17, did not have a written record, on file, that was completed and signed by parent. A child enrolled on 5/20/19, did not have information on file for staff to contact the child's physician and preferred hospital.

Written Documentation

Not In Compliance

1270 - 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 review of documentation, twenty-one (21) children were present, but only twenty (20) children had a documented arrival time.

Inspection Report**1305 - 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, shelter-in-place or lockdown drill, and tornado drill shall be:

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

Findings:

General: Based on interview and review of documentation, the center did not conduct an earthquake drill, tornado drill, and lockdown drill for the first quarter of 2022. Also, the center did not conduct a lockdown drill for the fourth quarter of 2021.

Posted Documentation**Not In Compliance****1310 - 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 Web site 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 observation, the statement of deficiencies and plan of correction for the current licensure year were not posted.

1325 - 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 older preschool room.

Animals**Not Applicable**

Signature of Provider/Representative

Title

Date