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Inspection Report

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|---|---------------------------------------|--------------------------------------|
| Provider Name: Horizon Health | Provider Information | CLR No: L384054 |
| Provider Address: 934 South Laurel Rd, London, KY, 40744 | Provider Type: LICENSED TYPE I | Capacity: 20 |
| Owner(s): Horizon Health | | Director(s): Sears, Charles M |

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| Inspection Type: Renewal Application | Inspection Information | Inspection No: 319561 |
| Date Initiated: 11/10/2021 11:56 AM | Date Concluded: 11/10/2021 3:06 PM | |
| | No. of Children Present: 13 | |

| Inspection Report | |
|---|--------------------------|
| Background Checks | Not In Compliance |
| 5 - Background check/left alone/dismissed/relocated | Not In Compliance |
| <p>922 KAR 2:280. Section 3. Implementation and Enforcement.</p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after April 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p> | |
| Findings: | |
| <p>General: Based on review of documentation of a staff's (DOH: 11/7/21) file and the review of the Kentucky National Background Check Service, the surveyor found the staff's "determination status" was listed as "provisional"; therefore, the staff was hired prior to submitting their fingerprints. The surveyor observed the staff working alone in a classroom with children. The staff's file did not contain a completed Child Abuse/Neglect Background Check or a Criminal Records Check. Staff stated she would have the staff submit their fingerprints.</p> | |

Inspection Report

Supervision

Not In Compliance

90 - Children Supervised

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(3)(a) Each center shall maintain a child-care program that assures each child shall be:

- 1. Provided with adequate supervision at all times by a qualified staff person who ensures the child is:**
 - a. Within scope of vision and range of voice; or**
 - b. For a school-age child, within scope of vision or range of voice;**

Findings:

General: Based on observation, the surveyor found the following:

- 1. A staff left six (6) children, between the ages of two-years-old and three-years-old, alone in Classroom Two for approximately two (2) minutes; therefore, the children in Classroom Two were not within the staff's scope of vision. When the staff left Classroom Two to go into Classroom One, the children had no supervision.
- 2. A staff left six (6) children, between the ages of two-years-old and three-years-old, alone in Classroom Two for approximately six (6) minutes; therefore, the children in Classroom Two were not within the staff's scope of vision. When the staff left Classroom Two to go into Classroom One, the children had no supervision.
- 3. A child left Classroom One to go into Classroom Two to use the restroom with no staff present; therefore, the child was not within the staff's scope of vision. There were no staff present in Classroom Two when the child went to use the restroom.

Staffing Requirements

Not In Compliance

125 - Ratios and Group Size

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(2) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler 12 to 24 months

1 staff for 6 children 12

Toddler 24 to 36 months

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 7 and older

1 staff for 25 children

(for before and after school) 30

1 staff for 20 children

(full day of care) 30

***Maximum Group Size shall be applicable only to Type I child-care centers.**

(b) The age of the youngest child in the group shall determine the:

- 1. Staff-to-child ratio; and**
- 2. Maximum group size.**

Findings:

General: Based on observation, the surveyor found one (1) staff person standing in the doorway between Classroom One and Classroom Two supervising thirteen (13) children. The age of the youngest child was two-years-old and the age of the oldest child was five-years-old. Based on the age of the youngest child, the staff-to-child ratio was exceeded by three (3) children.

Inspection Report

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, the surveyor found the following:

1. A large butcher knife placed on the counter, beside of the mini refrigerator, in Classroom Two was accessible to the children.
2. A screwdriver placed on the counter in Classroom Two was accessible to the children.
3. An open drawer located in Classroom Two contained a hammer that was accessible to the children.
4. A bottle of Dial hand soap, that indicated Keep Out of Reach of Children, was placed in a cabinet with a broken child safety latch in Classroom Two; therefore, the hand soap was accessible to the children.
5. A mop was placed beside the toilet and was accessible to the children.
6. A Canon printer was placed on the counter in Classroom Two. The printer was partially hanging off the edge of the counter creating a safety hazard for the children.
7. Soiled/wet undergarments were placed in the sink in Classroom Two that were accessible to the children.

Therefore, the items create a potential health and safety issue for the children.

Director Requirements

Not In Compliance

370 - Caregiver Alone

Not In Compliance

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

(1) A director shall:

- (m) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in 922 KAR 2:280;**

Findings:

General: Based on review of documentation of a staff's (DOH: 11/7/21) file and the review of the Kentucky National Background Check Service, the surveyor found the staff's "determination status" was listed as "provisional"; therefore, the staff was hired prior to submitting their fingerprints. The surveyor observed the staff working alone in a classroom with children. The staff's file did not contain a completed Child Abuse/Neglect Background Check or a Criminal Records Check. Staff stated she would have the staff submit their fingerprints.

Employee Records

Not In Compliance

420 - Adequate Substitute(s)

Not In Compliance

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

(6) Child-care centers shall have available in case of need:

- (a) One (1) qualified substitute staff person for a Type II child-care center; or**
- (b) Two (2) qualified substitute staff persons for a Type I child-care center.**

(7) Each qualified substitute staff person shall:

- (a) Meet the staff requirements of this administrative regulation; and**
- (b) Provide the required documentation to verify compliance with this administrative regulation.**

Findings:

General: Based on interview, staff stated "no it's just us", when the surveyor asked if the child-care center had two (2) substitutes; therefore the child-care center failed to have two (2) qualified substitutes who meet the staff requirements.

Programming

Not In Compliance

490 - Discipline

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(11) A child shall not be subjected to:

- (a) Corporal physical discipline pursuant to KRS 199.896(18);**
- (b) Loud, profane, threatening, frightening, humiliating, or abusive language; or**
- (c) Discipline that is associated with:**
 - 1. Rest;**
 - 2. Toileting;**
 - 3. Play time; or**
 - 4. Food.**

Findings:

General: Based on observation, the surveyor overheard a staff repeatedly yelling at children to lay down during nap time. The surveyor heard the staff yell "lay down, I'm done, don't get up again". The staff also stated to the children to "lay down, don't make me tell you again".

Therefore, the staff repeatedly used loud, threatening, frightening, language with the children.

Inspection Report

Premises

Not In Compliance

565 - 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, the surveyor found a jug of bleach, a bottle of Awesome window cleaner, and a bottle of Fabuloso multi-purpose cleaner placed in a cabinet with a broken child safety lock in Classroom Two; therefore, the items were accessible to children.

585 - Premises Requirements

Not In Compliance

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

- (1) The premises shall be:**
- (a) Suitable for the purpose intended;**
 - (b) Kept clean and in good repair;**

Findings:

General: Based on observation, the surveyor found the following:

1. The front of a drawer located under a sink was missing in Classroom Two.
2. Dirt and debris on the floor of Classroom One and Classroom Two.
3. Food on the floor in various areas of Classroom One.

Therefore, the premises was not kept clean and in good repair.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

790 - 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, the surveyor found a broken plastic tote on the playground; therefore, the playground was not free of rubbish.

795 - 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, the surveyor found a broken plastic tote with multiple sharp and jagged edges placed on the playground; therefore, the playground was not safe from foreseeable hazard.

Equipment

In Compliance

Transportation

Not Applicable

Kitchen Requirements

In Compliance

Food Service

In Compliance

Inspection Report

Meal Planning/Center Provides Meals

Not In Compliance

1220 - Menu

Not In Compliance

922 KAR 2:120. Section 10. Meal Planning Requirements for a Center that Provides Meals.

(9) 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 observation, the surveyor found that there was no menu posted in a conspicuous area of the center. Staff stated that a menu was posted; however, she had taken the menu down and misplaced it.

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - 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, the surveyor found the immunization certificate in two (2) children's files (DOE: 6/16/21 & 6/16/21) did not list an expiration date and were not signed or dated by the physician; therefore, the child-care center failed to maintain a current immunization certificate for the children. Staff stated that they would request new certificates from the parents.

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, the surveyor found that a child's (DOE: 6/16/21) file did not contain the following:

- 1. Family physician information
- 2. A preferred hospital
- 3. The name of each person who is designated in writing to pick-up the child
- 4. The child's general health status and medical history
- 5. The name and phone number of each person to be contacted in case of an emergency involving the child
- 6. Authorization by the parent for the child-care center to seek emergency medical care for the child in the parent's absence.

Therefore, the child-care center failed to maintain children's records.

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date