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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Shining Stars Daycare	Provider Information	CLR No: L358141
Provider Address: 309 Chestnut Street, Murray, KY, 42071	Provider Type: LICENSED TYPE I	Capacity: 34
Owner(s): Shining Stars Daycare, LLC		Director(s): Hornbuckle Jr., Thomas Wilson

Inspection Type: Renewal Application	Inspection Information	Inspection No: 304469
Date Initiated: 09/23/2020 9:15 AM	Date Concluded: 09/29/2020 11:10 AM	
	No. of Children Present: 1	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
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 interview and review of documentation, two (2) caregivers each hired 03/24/06, have an annual written performance evaluation on file that was dated 01/16/18.	
Employee Records	In Compliance
Programming	In Compliance
Premises	Not In Compliance
540 - 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, cob webs were around the inside door frame and along the walls at the front entrance of the center.	

Inspection Report

570 - Pest Control

Not In Compliance

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

- (7) Measures shall be utilized to control the presence of:
 - (a) Rodents;
 - (b) Flies;
 - (c) Roaches; and
 - (d) Other vermin.

Findings:

General: Based on interview, mice droppings were on the bottom of an empty water activity table in the infants' room.

580 - 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, plaster peeled back from the ceiling in the school age room. A softball size hole was in the outside wall of the center on the small playground. The hole, which was stuffed with a small blanket, led inside the center to a wall in the infants' room where a cover to a hardback book covered it.

645 - Sink

Not In Compliance

922 KAR 2:120. Section 10. 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, dirt and grime were around a sink faucet in the girls' restroom.

650 - Toilet

Not In Compliance

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

- (4) Each toilet shall:
 - (a) Be kept in clean condition;
 - (b) Be kept in good repair;
 - (c) Be in a lighted room; and
 - (d) Have ventilation to outside air.

Findings:

General: Based on observation, a brown substance was around the bottom base of a toilet in the girls' restroom.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

Not In Compliance

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, an accumulation of sticks, weeds and leaves were spread across the ground on the outdoor playground. A two (2) feet long tree root was raised approximately two (2) inches from the ground and created a tripping hazard on the outside playground.

Inspection Report

Equipment

Not In Compliance

790 - 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 brown discoloration was on a white fitted crib sheet in the infants' room.

820 - 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 discoloration was on two (2) ceiling tiles on the ceiling adjacent to the infants' room. A large black and brown stain covered the top of the stool cushion in the infants' room. A black substance covered several children's chairs and two (2) riding trains on the outdoor playground. A foot pedal was missing from a blue tricycle and exposed the metal rod and the rubber protective cover was missing from a rusty handle a red tricycle on the playground. Several cracks were in a five feet section of white, plastic lattice on the playground. In addition, two (2), five feet sections of white, plastic lattice was propped against the chain link fence on the playground. The bottom of a wooden doorframe was deteriorated and an unknown black substance was around the door in the school age room.

Transportation

In Compliance

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1040 - Kitchen Equipment Clean and Sanitary

Not In Compliance

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

(7) The following shall be clean and sanitary:

- (a) Eating and drinking utensils;
- (b) Kitchenware;
- (c) Food contact surfaces of equipment;
- (d) Food storage utensils;
- (e) Food storage containers;
- (f) Cooking surfaces of equipment; and
- (g) Nonfood contact surfaces of equipment.

Findings:

General: Based on observation, grease and grim were on the outside surface of the refrigerator and freezer doors in the kitchen.

1070 - Food Protected From Contamination

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(1) Food shall be:

(h) Protected against contamination from:

- 1. Dust;
- 2. Flies;
- 3. Rodents and other vermin;
- 4. Unclean utensils and work surfaces;
- 5. Unnecessary handling;
- 6. Coughs and sneezes;
- 7. Cuts in skin;
- 8. Communicable disease;
- 9. Flooding;
- 10. Drainage; and
- 11. Overhead leakage.

Findings:

General: Based on observation, green beans in a plastic container were uncovered inside the refrigerator in the kitchen.

Inspection Report

Children's Records

Not In Compliance

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 interview and review of documentation, a child enrolled 09/29/2020, and a child enrolled 11/11/19, each did not have information on file to enable the person in charge to contact the child's preferred hospital and the name of each person who is designated in writing to pick-up the child. In addition, a child enrolled 11/11/19, did not have information on file to enable the person in charge to contact the child's physician.

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1200 - 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 Website 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 review of documentation, the center's statement of deficiency and plan of correction during the current year were not posted.

Animals

Not Applicable

Emergency Regulation

Not In Compliance

1255 - Emergency Regulation

Not In Compliance

922 KAR 2:405E. Emergency Regulation.

Due to the current declared public health emergency caused by the Novel Coronavirus Disease (COVID-19), licensed child care centers must operate under Centers for Disease Control and Prevention and public health guidelines, as mandated by 922 KAR 2:405E, to prevent the spread of COVID-19.

Findings:

General: Based on observation, interview and review of documentation, the center failed to assure each adult, including parents and guardians, at drop-off and pick-up, wore a face mask while inside a child care center, in accordance with 922 KAR 2:4050E Section 8(1). Surveyor observed a caregiver did not wear a mask in the infants' room. A caregiver wore a mask below her nose in the game room. In addition, the center failed to assure the machine washable toys shall not be used, in accordance with 922 KAR 2:405E Section 6(3). Surveyor observed fabric doll clothing in a bin in the game room and five (5) soft dolls in the infants' room.

Signature of Provider/Representative

Title

Date