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GOVERNOR

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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Bethel Early Learning Center	Provider Information	License No: L358172
Provider Address: 3260 Lexington Road, Nicholasville, KY, 40356	Provider Type: LICENSED TYPE I	Capacity: 196
Owner(s): Bethel Harvest Church, Inc.		Director(s): Horton, Sheila

Inspection Type: Investigation	Inspection Information	Inspection No: 53406
Visit Start Date: 12/03/2013 2:10 PM	Visit End Date: 12/11/2013 3:45 PM	
	No. of Children Present: 120	

Inspection Report	
Supervision	
5 - 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 will be: 1. Provided with adequate supervision at all times by a qualified staff person who: 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; Findings: General: Based on Observation, it was found that on 12-11-13, a staff person was observed to be in the hallway outside of the two (2) and three (3) year old classroom. Upon entering the classroom, it was found that she had left nine (9) children unsupervised in the classroom for approximately two (2) minutes. In addition, it was observed that on 12-11-13 a three (3) year old child was permitted to leave the classroom and go into the hallway to his backpack. He was unsupervised for approximately one (1) minute.	

Inspection Report

Staffing Requirements

40 - Ratios and Group Size

Not In Compliance

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

(2) Minimum staff-to-child ratios and group size for an operating child-care center shall be maintained as follows:

Age of Children Ratio Maximum Group Size*

Infant

1 staff for 5 children 10

Toddler

1 staff for 6 children 12

Preschool-age 2 to 3 years

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.

Findings:

General: Based on Observation, it was found that on 12-3-13, a staff person took two (2) children from the four (4) year old classroom to the hallway to put something in their bags. This left one (1) staff person alone with eighteen (18) four (4) year old children for approximately two (2) minutes. When the video for 11-27-13 was viewed on 12-11-13, it was found that at 1:30 p.m. one (1) staff person was left alone with fifteen (15) four (4) year old children for approximately five (5) minutes.

General Administration

220 - Person Under Investigation by DCBS

In Compliance

922 KAR 2:110. Section 2. General.

(8) If a director, employee, volunteer, or any person with supervisory or disciplinary control over, or having unsupervised contact with a child in care is named as the alleged perpetrator in a child abuse or neglect report accepted by the cabinet in accordance with 922 KAR 1:330, the individual shall be removed from direct contact with a child in care:

(a) For the duration of the family-in-need-of-services assessment or investigation; and

(b) Pending completion of the administrative appeal process for a cabinet substantiation of child abuse or neglect in accordance with 922 KAR 1:320 or 922 KAR 1:480.

Director Requirements

265 - Health, Safety, Comfort

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;

275 - Caregiver Alone

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:

(n) 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 Section 3(1)(e)6 of this administrative regulation;

Findings:

General: Based on Observation, it was found that a staff person took two (2) children from the four (4) year old classroom to the hallway to put something in their bags. This left one (1) staff person alone with eighteen (18) four (4) year old children for approximately two (2) minutes. The staff person who was left alone in the classroom did not have a completed criminal records check or central registry check on file. Her hire date was reportedly 12-2-13. It was also found that a staff person with an unknown hire date did not have a completed criminal records check on file. During interviews with three (3) staff it was found that this staff person works alone with approximately twelve (12) four (4) year old children from 4:30 p.m. until 5:30 p.m. on a daily basis. On 12-11-13, a video of 11-27-13 was viewed. This staff person was observed to work alone with the four (4) year old children from 4:30 p.m. until 5:30 p.m.

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 with an unknown hire date did not have a completed criminal records check on file. During interviews with three (3) staff it was found that this staff person works alone with approximately twelve (12) four (4) year old children from 4:30 p.m. until 5:30 p.m. on a daily basis. On 12-11-13, a video of 11-27-13 was viewed. This staff person was observed to work alone with the four (4) year old children from 4:30 p.m. until 5:30 p.m. On 12-3-13, it was observed that one (1) staff person was left alone with eighteen (18) children in the four (4) year old classroom for approximately two (2) minutes when the second staff person took some children into the hallway. The staff person who was left alone in the classroom did not have a completed criminal records check or central registry check on file. Her hire date was reportedly 12-2-13.

310 - Personnel File

Not In Compliance

922 KAR 2:110. Section 3. Records.**(1) A child-care center shall maintain:****(e) A current personnel file for each child-care center staff person to include:****1. Name, address, date of birth, and date of employment;****2. Proof of educational qualifications;****3. Record of annual performance evaluation;****4. Written record of training participation to include:****a. The training source;****b. Location;****c. Date; and****d. Number of clock hours completed;****5. Every two (2) years, a:****a. Statement from a health professional that the individual is free of active tuberculosis; or****b. Copy of negative tuberculin results; and****6. For a director, employee, volunteer, or any person with supervisory or disciplinary control over, or having unsupervised contact with, a child in care, the results of a:****a. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;****b. Criminal records check required by KRS 199.896(19);****c. Criminal records check from any previous state of residence completed once if:****(i) The individual resided outside the state of Kentucky in the last five (5) years; and****(ii) No criminal records check has been completed for the individual's previous state of residence; and****d. An address check of the Sex Offender Registry;****Findings:**

General: Based on Review of Documentation, it was found that the file for one (1) staff person did not contain a hire date. During interviews, the staff person's hire date was reported to be 11-4-13, 8-5-13 and "sometime in October".

Inspection Report

Programming

350 - 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) That offers a variety of creative activities including the following:
 1. Art;
 2. Music;
 3. Dramatic play;
 4. Stories and books;
 5. Science;
 6. Block building;
 7. Tactile activity;
 8. Culture;
 9. Indoor or 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, it was found that during the video of the four (4) year old classroom for 11-27-13, the teachers in the classroom did not follow the routine specified by the daily schedule or schedule of daily activities. The children were observed to engage in free play from 9:00 a.m. until 5:30 p.m. with the exception of snack, lunch and naptime. The teachers were observed to remain seated at the table in the classroom for the majority of the time. At no time did the children engage in gross motor activities, group activities, or activities involving the teachers.

365 - Regularity of Routines

Not In Compliance

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

(6) Regularity of routines shall be implemented to afford the child familiarity with the daily schedule of activity.

Findings:

General: Based on Observation, it was found that during the video of the four (4) year old classroom for 11-27-13, the teachers in the classroom did not follow the routine specified by the daily schedule or schedule of daily activities. The children were observed to engage in free play from 9:00 a.m. until 5:30 p.m. with the exception of snack, lunch and naptime. The teachers were observed to remain seated at the table in the classroom for the majority of the time.

435 - Bedding/Toys in Crib

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:
 3. No loose bedding; and
 4. No toys or other items except the infant's pacifier;

Findings:

General: Based on Observation, it was found that on 12-11-13, an infant was sleeping in a crib with a pacifier clip attached to her pacifier.

Hygienic Practices

595 - Child Personal Care/Handwashing

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(4) A child shall:

- (a) Be helped with personal care and cleanliness based upon their developmental skills; and
- (b) Wash his or her hands with liquid soap and warm running water:
 1. a. Upon arrival at the center; or
 - b. Within thirty (30) minutes of arrival for school-age children;
2. Before and after eating or handling food;
3. After toileting or diaper change;
4. After handling animals;
5. After wiping or blowing nose;
6. After touching items soiled with body fluids or wastes; and
7. After outdoor or indoor play time.

Findings:

General: Based on Observation, it was found that on 11-27-13 the four (4) year old children did not wash their hands before or after lunch and snack.

922 KAR 2:120. Section 3. General Requirements.

(5) Staff shall:

- (a) Maintain personal cleanliness;**
- (b) Conform to hygienic practices while on duty; and**
- (c) Wash their hands with liquid soap and running water:**
 - 1. Upon arrival at the center;**
 - 2. After toileting or assisting a child in toileting;**
 - 3. Before and after diapering each child;**
 - 4. After wiping or blowing a child's or own nose;**
 - 5. After handling animals;**
 - 6. After caring for a sick child;**
 - 7. Before and after feeding a child or eating;**
 - 8. Before dispensing medication; and**
 - 9. If possible, before administering first aid.**

Findings:

General: Based on Observation, it was found that the staff in the four (4) year old classroom did not wash their hands prior to serving lunch and snack on 11-27-13. It was also observed that on 11-27-13 a staff person used her teeth to open a bag of potato chips for a child.

Signature of
Provider/Representative

Title

Date