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Inspection Report

Provider Name: First Choice Child Care-Home	Provider Information	CLR No: L358553
Provider Address: 144 Madonna Drive, Nicholasville, KY, 40356	Provider Type: LICENSED TYPE II	Capacity: 12
Owner(s): Thomas, Philnita Ann		Director(s): Thomas, Philnita Ann

Inspection Type: Renewal Application	Inspection Information	Inspection No: 304914
Date Initiated: 10/26/2020 10:05 AM	Date Concluded: 10/26/2020 11:40 AM	
	No. of Children Present: 5	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
350 - Health, Safety, Comfort	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities.	
(1) A director shall:	
(l) Assure the health, safety, and comfort of each child;	
Findings:	
General: Based on observation, it was found that there was a sippy cup being stored on top of the bathroom sink. This is not a proper storage area for a sippy cup and is unsanitary.	
Employee Records	Not In Compliance
385 - Personnel File	Not In Compliance
922 KAR 2:090. Section 9. 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. Documentation of compliance with tuberculosis screening in accordance with Section 11(1)(b) of this administrative regulation; and	
5. The results of background checks conducted in accordance with 922 KAR 2:280;	
Findings:	
General: Based on review of documentation, it was found that one staff person did not have an annual performance evaluation on file at the facility. The date of hire for this staff is 05/30/2018.	

390 - Educational Requirements

Not In Compliance

922 KAR 2:090. Section 11. 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, it was found that one staff member did not have proof of education on file at the facility. The date of hire for this staff person is 11/18/2019.

395 - 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, it was found that two staff members did not have a TB skin test on file at the facility. The dates of hire for these staff are 05/30/2018 and 11/18/2019. In addition, it was found that one person who resides in the home did not have a TB skin test on file. The date listed for this person is 11/05/2007.

Programming

In Compliance

Premises

Not In Compliance

520 - 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 following was found:

- 1.) In the bathroom, there was a can of Febreze air freshener on the floor behind the trash can.
- 2.) The door leading into the garage was unlocked. There was a mop and a container of insect killer right beside the door in the garage. Since this door was unlocked, these items were accessible.
- 3.) There were multiple items plugged into a surge protector beside a desk in the classroom. These cords were not secured in anyway and were just in a pile laying on the floor.
- 4.) There was a bag of potting soil on the playground that was accessible to the children.

560 - 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, it was found that there were three lights over the bathroom sink. One of these lights was not covered and the light bulb was exposed. It could not be determined if this light bulb was shatter proof.

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, the following was found:

- 1.) There were numerous black stains on the carpet throughout the facility. In addition, there was also chipped/missing paint on the walls throughout the classroom areas. There were crayon marks on the wall behind the couch.
- 2.) Upon entering the facility, there was a wall that contained numerous nail holes. The staff in charge reported that this was from rehangng the calendar.
- 3.) In the bathroom, there were areas of missing/chipped paint on the walls. There were also streak marks on the wall, that appeared to be from water running down the walls. In addition, on the wall next to the shower in the bathroom, there was an area where the drywall was missing and it left the metal framing exposed from underneath.

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, it was found that the bathroom did not have any paper towels at the time of the survey.

Hygienic Practices

Not In Compliance

675 - Training Chair

Not In Compliance

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

(7) If a toilet training chair is used, the chair shall be:

- (a) Used over a surface that is impervious to moisture;**
- (b) Out of reach of other toilets or toilet training chairs;**
- (c) Emptied promptly; and**
- (d) Disinfected after each use.**

Findings:

General: Based on observation, it was found that there were two training chairs in the bathroom of the facility. One of the training chairs contained a wet substance. During the exit conference, it was reported that this was a type of cleaner. In addition, the second training chair had a white colored material in it. It looked like it could have been flaked paint.

First Aid/Medication

Not In Compliance

715 - First Aid Supplies

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

(1) First aid supplies shall:

- (a) Be available to provide prompt and proper first aid treatment;**
- (b) Be stored out of reach of a child;**
- (c) Be periodically inventoried to ensure the supplies have not expired;**
- (d) If reusable, be:**
 - 1. Sanitized; and**
 - 2. Maintained in a sanitary manner; and**
- (e) Include:**
 - 1. Liquid soap;**
 - 2. Adhesive bandages;**
 - 3. Sterile gauze;**
 - 4. Medical tape;**
 - 5. Scissors;**
 - 6. A thermometer;**
 - 7. Flashlight;**
 - 8. Cold pack;**
 - 9. First aid book;**
 - 10. Disposable gloves; and**
 - 11. A cardiopulmonary resuscitation mouthpiece protector.**

Findings:

General: Based on observation, it was found that the first aid kit did not contain medical tape at the time of the survey.

Inspection Report

Outdoor Play Area

Not In Compliance

735 - Fence Requirement

Not In Compliance

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

(20) An outdoor play area shall be:

- (a) Except for an after-school child-care program located on the premises of a public or state-accredited nonpublic school, fenced for the safety of the children;**

Findings:

General: Based on observation, it was found that there was one fence board that was not connected to the rest of the fence. Due to this, there was an opening in the fence. This opening was small, however, an infant or toddler could fit through. In addition, it was found that the fence/gate on the right hand side (if looking at the front of this house) was open/had a gap. The surveyor was able to come through this opening easily, therefore a child would be able to get out of this area.

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, it was found that weed guard underneath the mulch on the playground was exposed in numerous areas. This created a tripped hazard to the children playing on the playground.

755 - Protective Surface

Not In Compliance

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

(21) A protective surface shall:

- (a) Be provided for outdoor play equipment used to:**
 - 1. Climb;**
 - 2. Swing; and**
 - 3. Slide; and**
- (b) Have a fall zone equal to the height of the equipment.**

Findings:

General: Based on observation, it was found that the mulch on the playground was very sparse in certain areas. Due to this there was not an adequate amount of protective surfacing underneath the play equipment.

Equipment

Not In Compliance

815 - Toys/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(1) All toys 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, it was found that there was a rug in the main childcare area that was frayed and had a large tear around one of the sides. Due to this tear, it posed a tripped hazard to the children in care.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Food Service

Not In Compliance

1130 - Menu

Not In Compliance

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

(16) 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, it was found that the menu posted at the facility was dated for August of 2020. Therefore, it was no longer current.

Children's Records

In Compliance

Inspection Report

Written Documentation

Not In Compliance

1155 - Policies and Procedures

Not In Compliance

922 KAR 2:090. Section 8. General.

(4) Program policies and procedures shall:

(a) Be in writing; and

(b) Include:

1. Staff policies;

2. Job descriptions;

3. An organization chart;

4. Chain of command; and

5. Other procedures necessary to ensure implementation of:

a. KRS 199.898, Rights for children in child-care programs and their parents, custodians, or guardians - posting and distribution requirements;

b. 922 KAR 2:120, Child-care center health and safety standards;

c. 922 KAR 2:280, Background checks for child care staff members, reporting requirements, and appeals; and

d. This administrative regulation.

Findings:

General: Based on observation, it was found that the following written items were not available at the time of the survey: evidence of staff meetings and job descriptions. It was also found that the chain of command was not current and had employees that no longer work at the facility listed.

1165 - Staff Schedule

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(d) A written schedule of staff working hours;

Findings:

General: Based on review of documentation, it was found that there was not a staff schedule at the facility at the time of inspection.

1170 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(f) A written annual plan for child-care staff professional development;

Findings:

General: Based on review of documentation, it was found that one staff person did not have an annual professional development plan on file at the facility. The date of hire for this staff is 05/30/2018.

1175 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on observation, it was found that there was no written records of fire, earthquake, or tornado drills being conducted at the facility.

1190 - Orientation Procedure

Not In Compliance

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

(3)(b) The program shall include:

2. Written policy that specifies that the procedures that were taught at the orientation training shall be implemented by each child-care center staff member.

Findings:

General: Based on observation, it was found that there was not an orientation procedure on file at the facility during the time of inspection.

1195 - 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 and a tornado drill shall be:

(a) Conducted during hours of operation at least quarterly; and

(b) Documented.

Findings:

General: Based on observation, it was found that there was no written records of fire, earthquake, or tornado drills being conducted at the facility. Therefore, it could not be determined if these drills were being practiced by the staff members and children.

Inspection Report

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 observation, it was found that the following items were not posted in conspicuous location: childcare rates, ratios, the facility's emergency plan/diagram, parents rights, and the Kentucky Consumer Product Safety information.

Animals

In Compliance

Emergency Regulation

In Compliance

Signature of Provider/Representative

Title

Date