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Inspection Report

Provider Name: After 3 - Tates Creek Elementary	Provider Information	CLR No: L358917
Provider Address: 1113 Centre Pkwy, Lexington, KY, 40517	Provider Type: LICENSED TYPE I	Capacity: 99
Owner(s): Fayette County Public Schools		Director(s): Frame, Laura Miller

Inspection Type: Renewal Application	Inspection Information	Inspection No: 291531
Date Initiated: 12/05/2019 3:50 PM	Date Concluded: 12/05/2019 5:25 PM	
	No. of Children Present: 33	

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

- (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.
- (2) A child care staff member hired on or after April 1, 2018, shall:
 - (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
 - (b) 1. Have submitted to the background checks required in accordance with this administrative regulation;
 - 2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and
 - 3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.

Findings:

General: Based on observation and review of documentation, staff hired on 11/04/19, and staff hired sometime after the beginning of the 2019 school year, did not have written proof on file that a background check had been completed. There was also no information on either staff in the online Kentucky National Background Check Service system. Staff hired on 11/04/19, was not present the day of the survey. Staff member hired after the beginning of the 2019 school year was not working alone at the time of the survey.

10 - Submit background check

Not In Compliance

922 KAR 2:280 - Section 4. Procedures and Payments.

- (1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:
 - (a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;
 - (b) Request that the prospective child care staff member complete and sign the:
 - 1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and
 - 2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and
 - (c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:
 - 1. Child abuse and neglect central registry pursuant to 922 KAR 1:470;
 - 2. National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and
 - 3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580.

Findings:

General: Based on observation and review of documentation, staff hired on 11/04/19, and staff hired sometime after the beginning of the 2019 school year, did not have written proof on file that a background check had been completed. There was also no information on either staff in the online Kentucky National Background Check Service system. Staff hired on 11/04/19, was not present the day of the survey. Staff member hired after the beginning of the 2019 school year was not working alone at the time of the survey.

Inspection Report

Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
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, one staff person did not have a hire date listed in her file. Staff person in charge stated that the staff person was hired after the beginning of the 2019 school year but did not know the month or day of employment.

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, staff hired on 10/02/17, did not have documentation on file from a health care professional stating she was free of active tuberculosis.

410 - 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 within the first three (3) months of employment;
(b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment, 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 during each subsequent year of employment, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.

Findings:

General: Based on review of documentation, the following was found:

- 1) Staff hired on 10/02/17, 09/25/17, 10/02/17 and four staff hired on 08/25/18, did not have the required 15 hours of cabinet approved training on file.
- 2) Three staff hired on 08/15/18, had not completed the required pediatric abusive head trauma class within the first year of employment.
- 3) Staff hired on 08/15/18, did not have Orientation I and II on file.

This information was verified through ECE-TRIS.

Programming	In Compliance
Premises	In Compliance
Hygienic Practices	In Compliance
First Aid/Medication	In Compliance
Outdoor Play Area	In Compliance
Equipment	In Compliance
Transportation	Not Applicable
Food Service/Food Program	In Compliance
Food Service	In Compliance

Inspection Report

Children's Records

Not In Compliance

1135 - 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, six children enrolled on 08/14/19, did not have current immunization records on file.

Written Documentation

Not In Compliance

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 review of documentation, there were no times listed for when each fire, tornado and earthquake drill was conducted.

Posted Documentation

In Compliance

Animals

Not Applicable

Signature of Provider/Representative

Title

Date