



**Andy Beshear**  
GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES  
OFFICE OF INSPECTOR GENERAL**

**Eric Friedlander**  
SECRETARY

**Melissa A. Moore, Director**  
Division of Regulated Child Care  
Eastern Branch  
455 Park Place, Suite 120A  
Lexington, KY 40511

**Adam Mather**  
INSPECTOR GENERAL

Phone: (859) 246-2301 Fax: (859) 246-2307  
<https://chfs.ky.gov/agencies/os/oig>

**Inspection Report**

<b>Provider Name:</b> Tammy Madison - Circle of Friends	<b>Provider Information</b>	<b>CLR No:</b> L359179
<b>Provider Address:</b> 1133 Parklawn Drive, Lexington, KY, 40517	<b>Provider Type:</b> LICENSED TYPE II	<b>Capacity:</b> 12
<b>Owner(s):</b> Tammy Madison		<b>Director(s):</b> Madison, Tammy Sue

<b>Inspection Type:</b> Renewal Application	<b>Inspection Information</b>	<b>Inspection No:</b> 292496
<b>Date Initiated:</b> 02/11/2020 10:20 AM	<b>Date Concluded:</b> 02/11/2020 12:13 PM	
	<b>No. of Children Present:</b> 8	

Inspection Report	
<b>Background Checks</b>	<b>In Compliance</b>
<b>Supervision</b>	<b>In Compliance</b>
<b>Staffing Requirements</b>	<b>In Compliance</b>
<b>General Administration</b>	<b>Not In Compliance</b>
<b>145 - Fire Marshal</b>	<b>Not In Compliance</b>
<b>922 KAR 2:090. Section 6. License Issuance.</b> <b>(8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall:</b> <b>(b) Be approved by the Office of the State Fire Marshal or designee;</b>	
<b>Findings:</b>	
General: Based on observation and review of documentation, it was found that the last documented Fire Marshal inspection was 4/5/2010. An interview with the staff person in charge found that calls have been made to the Fire Marshal regarding an inspection. It was indicated that the Fire Marshal informed the provider that an inspection was not needed because the provider had not made any changes to her home since the last inspection. There was no supporting document available for review to verify that an inspection from the Fire Marshal was not needed.	
<b>Director Requirements</b>	<b>In Compliance</b>
<b>Employee Records</b>	<b>In Compliance</b>
<b>Programming</b>	<b>Not In Compliance</b>
<b>465 - Electronic Viewing/Listening Planned Program</b>	<b>Not In Compliance</b>
<b>922 KAR 2:120. Section 3. General Requirements.</b> <b>(1) Electronic viewing and listening devices shall only be used in the center as a part of the child's planned program of activity as established in Section 2(4) of this administrative regulation.</b>	
<b>Findings:</b>	
General: Based on observation and review of documentation, upon entry into the Large Room, there were four children sitting at a table eating a snack. The children were watching 101 Dalmations on a TV mounted on the wall. A review of the posted daily schedule and the posted planned program of activities found that television viewing was not listed as an activity on either of the these posted documents. Therefore, there was no documentation to assure that the television viewing was part of the planned program and being used as an educational tool.	

**510 - Appropriate Use of Food**

**Not In Compliance**

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

**(2) Food shall not be:**

- (a) Used for reward;**
- (b) Used for discipline;**
- (c) Withheld until all other foods are consumed; or**
- (d) Served while viewing electronic devices.**

**Findings:**

General: Based on observation upon entry into the Large Room, there were four children sitting at a table eating snack. The children were watching 101 Dalmations on a TV mounted on the wall. Food is not to be served to a child while viewing or using electronic devices.

**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, an inspection of the bathroom located in the Large Room found a container of Clorox disinfectant wipes and other cleaning solutions in the cabinet under the sink. It was found that the child safety latch attached to the inside of the cabinet was not working properly. A portion of the latch was bent, which did not allow for the door to the cabinet to latch securely.

**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, a small Duraflame brand portable heater was observed on the floor between two cribs. The heater was in use at the time of the inspection. The heater was accessible to the children and not protected as required by this regulation.

**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, the water temperature at the sink in the infant room and the sink in the bathroom located in the Large Room measured approximately 140 degrees Fahrenheit. Both sinks are used for handwashing after diapering and toileting. This exceeds the maximum allowable water temperature of 120 degrees Fahrenheit. During the exit conference with the staff person in charge, it was indicated that the water heater that controls the water temperature at both sinks is set on 90 degrees Fahrenheit.

**Inspection Report**

**Hygienic Practices**

**Not In Compliance**

**685 - Diaper Changing Area/Surface**

**Not In Compliance**

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

**(10) When a child is diapered, the child shall:**

**(b) Be placed on a surface that is:**

- 1. Clean;**
- 2. Padded;**
- 3. Free of holes, rips, tears, or other damage;**
- 4. Nonabsorbent;**
- 5. Easily cleaned; and**
- 6. Free of any items not used for diaper changing.**

**Findings:**

General: Based on observation, a small tear was observed on the surface of the diaper changing mat in the infant room. This does not allow for the mat to be adequately sanitized after each diaper change.

**First Aid/Medication**

**In Compliance**

**Outdoor Play Area**

**In Compliance**

**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 during a tour of the Large Room, the following was found:

- 1) A cloth Dora the Explorer couch was found to have multiple stains and soiled areas on the surface.
- 2) The carpet had numerous stains.
- 3) The plastic edge of a blue, round table had come loose and was reattached using black duct tape. Duct tape is not an acceptable form of repair.

**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 during an inspection of the outdoor play area, there was a Step 2 brand climber. Black duct tape had been used to make repairs to a telescope attached to a portion of the climber. Black duct tape had also been used to repair areas where the plastic was in disrepair along the top portion of the rails where the children climb and slide.

**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 breakfast and an afternoon snack are served on a daily basis; however, neither are indicated on the menu.

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 review of documentation, out of 10 children's files reviewed, seven children's enrollment information did not include permission for emergency medical care.

Written Documentation

In Compliance

Posted Documentation

In Compliance

Animals

In Compliance

Signature of Provider/Representative

Title

Date