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Inspection Report

Provider Name: Hugz 'N' Hissy Fits LLC	Provider Information	License No: L359310
Provider Address: 815 Tyrone Pike, Versailles, KY, 40383	Provider Type: LICENSED TYPE I	Capacity: 60
Owner(s): Hugz 'N' Hissy Fits LLC		Director(s): White, Kristi

Inspection Type: Investigation	Inspection Information	Inspection No: 17687
Visit Start Date: 03/01/2013 8:18 AM	Visit End Date: 03/01/2013 10:00 AM	
	No. of Children Present: 17	

Inspection Report

Supervision

167 - Children supervised/Protected

922 KAR 2:120 - Section 2 (3)

(a) Each center shall maintain a child care program that assures each child will be:

1. Provided adequate supervision at all times; and
2. Protected from abuse or neglect.

1) Adequately supervised at all times

In Compliance

Staffing Requirements

135 - Adequate Adults/Qualified Staff

922 KAR 2:110 - Section 5

(10) The minimum number of adult workers in a child-care center shall be sufficient to ensure that:

- (a) Minimum staff-to-child ratios in accordance with 922 KAR 2:120 are followed;
- (b) Each staff person under eighteen (18) years of age and each student trainee are under the direct supervision of a qualified staff person who meets the requirements of this section; and
- (c) Unless providing care with a qualified staff person, a person under the age of eighteen (18) shall not be counted as staff for the staff-to-child ratio.

2) Under 18 directly supervised

Not In Compliance

Findings:

General: Based on Interview, it was found that on 2/28/13 a staff person who is under eighteen (18) years of age was left alone with a group of two (2) year old children while another staff person went to the store. A review of staff files found that the date of birth for the staff person left alone is 5/1/95.

162 - Ratios and Group Size

In Compliance

Inspection Report

922 KAR 2:120 - Section 2

(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

2 to 3 years 1 staff for 10 children 20

3 to 4 years 1 staff for 12 children 24

4 to 5 years 1 staff for 14 children 28

5 to 7 years 1 staff for 15 children 30

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 centers.

General Administration

39 - Unacceptable Plan of Correction

922 KAR 2:090 - Section 8

(6) A child-care center notified of the unacceptability of its plan shall:

(a) Within ten (10) calendar days of notification, submit an amended plan; or

(b) Have its license revoked or denied for failure to submit an acceptable amended plan in accordance with KRS 199.896(4).

1) Amended plan submitted within ten days

Not In Compliance

Findings:

A PLAN OF CORRECTION WAS DUE ON 14 May 13 AND AS OF 31 May 13, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.

Employee Records

17 - Submission of background checks timely/Left alone

922 KAR 2:090 - Section 5

(2) A director, employee, volunteer, or any person with supervisory or disciplinary control over or having direct contact with a child shall submit to a background check; and

(a) 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 described in 922 KAR 1:470; and

2. Criminal records check required by KRS 199.896(19); and

(b) Shall not be left alone in the presence of a child if each required background check has not been completed.

2) Child Abuse and Neglect

In Compliance

4) Left alone

In Compliance

17 - Submission of background checks timely/Left alone

922 KAR 2:090 - Section 5

(2) A director, employee, volunteer, or any person with supervisory or disciplinary control over or having direct contact with a child shall submit to a background check; and

(a) 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 described in 922 KAR 1:470; and

2. Criminal records check required by KRS 199.896(19); and

(b) Shall not be left alone in the presence of a child if each required background check has not been completed.

3) CRC

Not In Compliance

Findings:

General: Based on Interview, by phone on 3/5/13 it was found that a former staff person had been rehired on 3/5/13 and was working at the facility. The staff person in charge indicated that the former staff person had moved to Georgia approximately two (2) months ago and recently moved back to Versailles. The staff person in charge indicated that she called this former staff person to come in on 3/5/13 due to a full time employee being injured in a car wreck on 3/4/13. The staff person in charge indicated that an application for a new criminal records check had not been submitted. KRS 199.896 states, "Application for the criminal record of a probationary employee shall be made no later than the date probationary employment begins."

107 - Maintenance of Background check/Out of State

922 KAR 2:110 - Section 3

(12) For the director, employee, volunteer, or any person with supervisory or disciplinary control over, or having direct contact with a child, results of the:

- (a) Criminal records check in accordance with KRS 17.165;**
- (b) Child abuse and neglect check in accordance with 922 KAR 1:470; and**
- (c) Background check from:**
 - 1. Previous state of residence, if the individual has been a resident outside of Kentucky in the previous five (5) years; or**
 - 2. Current state of residence, if other than Kentucky;**

1) Criminal Records Check

Not In Compliance

Findings:

General: Based on Review of Documentation, there was a staff person hired 6/18/12 who was hired as a substitute. The results of a criminal records check is not on file at the facility. There was evidence the application for the criminal records check had been submitted but there are no results.

2) Child Abuse/Neglect Check

Not In Compliance

Findings:

General: Based on Review of Documentation, a staff person hired 6/18/12 who is a substitute does not have the results of a child abuse or neglect check on file. There is evidence the application for the child abuse and neglect check has been submitted but there are no results.

3) Previous State of Residence

Not In Compliance

Findings:

Based on interview it was found that a person who was working at the facility on 5/3/13 had just recently moved back from Georgia. It was found that an application for the criminal record from the state of Georgia had not been submitted.

125 - Educational Requirements

Not In Compliance

922 KAR 2:110 - Section 5 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, a review of records found one (1) staff person hired 6/18/12 and used as a substitute did not have a copy of a high school diploma or GED or other qualifying documentation on file.

126 - T.B. Verification

In Compliance

922 KAR 2:110 - Section 5 (1)

- (b) Shall provide, prior to employment and every two years thereafter:**
 - 1. A statement from a health professional that the individual is free of active tuberculosis; or**
 - 2. A copy of the results of a negative tuberculin skin test.**

131 - Adequate Substitute(s)

922 KAR 2:110 - Section 5

(6) Child-care centers shall have available in case of need:

- (a) One (1) qualified substitute staff person for a Type II child-care center; or**
- (b) Two (2) qualified substitute staff persons for a Type I child-care center**

1) Type I

In Compliance

139 - Training

922 KAR 2:110 - Section 5

(14) 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 cabinet-approved child development training within the first year of employment; and**
- (c) Fifteen (15) hours of cabinet-approved training during each subsequent year of employment.**

1) Orientation

Not In Compliance

Findings:

General: Based on Review of Documentation, there was a staff person hired 6/18/12 and is used as a substitute who had not completed six (6) hours of orientation training.

Inspection Report

Programming

182 - Discipline

922 KAR 2:120 - Section 2

(10) A child shall not be subjected to:

- (a) Corporal physical discipline pursuant to KRS 199.896(18);
- (b) Loud, profane, threatening, frightening, or abusive language; or
- (c) Discipline that is associated with:
 - 1. Rest;
 - 2. Toileting; or
 - 3. Food.

1) Corporal discipline prohibited

In Compliance

182 - Discipline

922 KAR 2:120 - Section 2

(10) A child shall not be subjected to:

- (a) Corporal physical discipline pursuant to KRS 199.896(18);
- (b) Loud, profane, threatening, frightening, or abusive language; or
- (c) Discipline that is associated with:
 - 1. Rest;
 - 2. Toileting; or
 - 3. Food.

5) Associated with food

Not In Compliance

Findings:

2's: Based on Interview, it was found that staff place children in a high chair for time out as a form of discipline.

Equipment - Classroom

237 - Crib Mattress/Standards

922 KAR 2:120 - Section 6

(2) A crib shall:

- (a) Be equipped with a firm, comfortable waterproof mattress; and
- (b) Meet the standards set forth in 16 C.F.R. 1508 and 1509.

2) Meets Standards

Not In Compliance

Findings:

infants: Based on Observation, there were five (5) cribs in the infant room and a porta-crib in storage. An interview with the staff person in charge indicated that two (2) of the cribs were ordered in 2012. However, there was not a manufacture date on the crib and the staff person in charge did not the appropriate paperwork on file to verify the cribs met the requirements of 16 CFR 1219 or 1220. The staff person in charge indicated that she was aware the other cribs did not meet the requirements for 16 CFR 1219 or 1220. The porta-crib had a manufacture date of 12/16/10.

Signature of
Provider/Representative

Title

Date