



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

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Inspection Report

Provider Name: Rainbow Child Care Center	Provider Information	CLR No: L377420
Provider Address: 1404 Boone Aire Road, Florence, KY, 41042	Provider Type: LICENSED TYPE I	Capacity: 99
Owner(s): Ree Midwest, Inc.		Director(s): Huston, Patricia

Inspection Type: Renewal Application	Inspection Information	Inspection No: 243945
Date Initiated: 05/29/2018 9:48 AM	Date Concluded: 05/29/2018 12:05 PM	
	No. of Children Present: 21	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
155 - Liability Insurance	Not In Compliance
922 KAR 2:090. Section 6. License Issuance. (8) To qualify for a preliminary license, or maintain a regular license, a child-care center shall: (d) Provide written proof of liability insurance coverage of at least \$100,000 per occurrence;	
Findings:	
General: Based on Review of Documentation, this regulatory requirement was not met. A review of the facility's liability insurance documentation on file found that the coverage dates were 4/30/17 through 4/30/18; therefore, the policy was not current.	
Director Requirements	Not In Compliance
345 - Staff Evaluation	Not In Compliance
922 KAR 2:090. Section 10. Director Requirements and Responsibilities. (1) A director shall: (j) Assess each staff person's interaction with children in care and classroom performance through an annual written performance evaluation;	
Findings:	
General: Based on Review of Documentation, this regulatory requirement was not met. One (1) staff eligible for an annual performance review did not have documentation of a review on file in the facility.	
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, this regulatory requirement was not met. During a tour of the Young Preschool Classroom, the surveyor observed a toilet plunger sitting beside the toilet in the children's bathroom. This manner of storage is not sanitary and promotes the spread of germs.	

Inspection Report

Employee Records

Not In Compliance

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, this regulatory requirement was not met. One (1) staff person (hire date: 4/26/18) did not have educational documentation on file.

415 - Driver Requirements

Not In Compliance

922 KAR 2:120. Section 12. Transportation.

(18) A driver of a vehicle transporting a child for a center shall:

(a) Be at least twenty-one (21) years old;

(b) Complete:

- 1. The background checks as described in 922 KAR 2:280; and**
- 2. An annual check of the:**
 - a. Kentucky driver history records in accordance with KRS 186.018; or**
 - b. Driver history records through the state transportation agency that issued the driver's license;**
- (c) Hold a current driver's license which has not been suspended or revoked during the last five (5) years; and**
- (d) Not caused an accident which resulted in the death of a person.**

Findings:

General: Based on Review of Documentation and interview, this regulatory requirement was not met. At the time of the survey the director identified herself as the main driver and a staff person with a 8/2/16 hire date as the back-up driver. These two (2) drivers did not have a driver history record through the state transportation agency that issued the driver's license on file.

Programming

In Compliance

Premises

In Compliance

Hygienic Practices

Not In Compliance

655 - 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 touching an item or an area of the body soiled with body fluids or wastes; and**
- 6. After outdoor or indoor play time; and**

(c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on Observation, this regulatory requirement was not met. The surveyor observed two (2) children in the Young Preschool Classroom get their diaper changed and return to the group without washing their hands with liquid soap and running water.

Inspection Report

660 - Staff Hygiene/Handwashing

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.
(5) Staff shall:
(a) Maintain personal cleanliness;
(b) Conform to hygienic practices while on duty;
(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;
9. After smoking or vaping; and
10. If possible, before administering first aid; and
(d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on Review of Documentation, this regulatory requirement was not met. The surveyor observed the staff person in the Young Preschool Classroom diaper two (2) children. The staff person wore latex gloves and changed them out between each child, but did not wash her hands with liquid soap and running water between diapering each child.

695 - Diapering Practice

Not In Compliance

922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.
(12) Staff shall disinfect the diapering surface after each child is diapered.
(13) If staff wears disposable gloves, the gloves shall be changed and disposed after each child is diapered.

Findings:

General: Based on Observation, this regulatory requirement was not met. The surveyor observed a staff person in the Young Preschool Classroom change two (2) children's diapers at the diaper changing table and then place the children back in the play area. The staff person did not disinfect the diapering surface after either diaper change.

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

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, this regulatory requirement was not met. An inspection of the refrigerator in the kitchen found puddles of red liquid on the surface under the storage drawers and red liquid spilled on the middle shelf.

Transportation

Not In Compliance

845 - Requirements for Transportation Services

Not In Compliance

922 KAR 2:120. Section 12. Transportation.
(2) A center providing or arranging transportation service shall:
(a) Be licensed and approved by the cabinet or its designee prior to transporting a child;
(b) Have a written plan that details the type of transportation, staff schedule, transportation schedule, and transportation route; and
(c) Have written policies and procedures, including emergency procedures practiced monthly by staff who transports children.

Findings:

General: Based on Review of Documentation and interview, this regulatory requirement was not met. The staff person in charge stated during interview that the facility's mini bus was used daily October 2017 - May 2018 to transport one (1) child every afternoon from her elementary school to the facility. The director further stated two (2) additional children were transported by the facility to and from a local elementary school during the month of May 2018. The facility's transportation binder did not include the following: 1. A transportation route to one of the local elementary schools (Burlington Elementary). 2. No evidence that emergency procedures are practiced monthly.

Inspection Report

880 - Vehicle Equipment

Not In Compliance

922 KAR 2:120. Section 12. Transportation.
(4) A vehicle used to transport children shall be equipped with:
(a) A fire extinguisher;
(b) First aid supplies as described in Section 7 of this administrative regulation;
(c) Emergency reflective triangles; and
(d) A device to cut the restraint system, if necessary.

Findings:

General: Based on Observation, this regulatory requirement was not met. The vehicle used to transport children did not contain the required first aid supplies. The mini bus had a first aid kit; however, it was incomplete.

890 - Vehicle Inspection Documentation

Not In Compliance

922 KAR 2:120. Section 12. Transportation.
(6) A vehicle used to transport children shall meet the following requirements:
(a) For a twelve (12) or more passenger vehicle, the child-care center shall maintain a current certification of inspection from the Transportation Cabinet.

Findings:

General: Based on Review of Documentation and interview, this regulatory requirement was not met. The facility has a white mini bus that is used to transport children daily. A review of the transportation documentation during the inspection found no evidence that the vehicle was inspected by the Transportation Cabinet.

915 - Pre-trip Inspection

Not In Compliance

922 KAR 2:120. Section 12. Transportation.
(8) A daily inspection of the vehicle shall be performed prior to the vehicle's use and documented for the following:
(a) Tire inflation consistent with tire manufacturer's recommended air pressure;
(b) Working lights, signals, mirrors, gauges, and wiper blades;
(c) Working safety restraints;
(d) Adequate fuel level; and
(e) Cleanliness and good repair.

Findings:

General: Based on Review of Documentation, this regulatory requirement was not met. Record review revealed no written documentation indicating that a daily inspection of the facility's mini bus was performed January 2018 - May 2018; however, the vehicle was used to transport children to and from the facility on these days.

960 - Children's Transportation Records

Not In Compliance

922 KAR 2:120. Section 12. Transportation.
(17) Transportation services provided shall:
(a) Be recorded in writing and include:
1. The first and last name of the child transported; and
2. The time each child gets on and the time each child gets off;
(b) Be completed by a staff member other than the driver; and
(c) Be kept for five (5) years.

Findings:

General: Based on Review of Documentation, this regulatory requirement was not met. The following was found: 1. Transportation forms for April 2018 did not contain the first and last name of children that were transported. The forms listed first names for two (2) children who were transported; however, the last names of the children were not documented. 2. One (1) child that was transported by the facility from October 20,2017 - May 14,2018 did not have on and off times documented.

Food Service/Food Program

In Compliance

Food Service

In Compliance

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, the following was found: 1. One (1) child (enrollment date: 1/25/16) had an immunization certificate on file that was no longer current as of 2/16/18. 2. Five (5) children (enrollment dates: 11/14/17, 4/23/18, 11/3/17, 8/21/17, and 4/16/18) had no immunization records on file

Inspection Report

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, this regulatory requirement was not met. The following was found: 1. Two (2) of the children's files/enrollment documentation did not contain information for the family's preferred hospital. 2. One (1) child's file/enrollment paperwork did not have physician contact information.

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, this regulatory requirement was not met. At the time of the survey, the director could not locate documentation of the drills performed.

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 Review of Documentation, this regulatory requirement was not met. The statement of deficiencies and plan of correction from complaint investigations conducted on 7/21/17 and 8/21/17 were not posted.

Animals

In Compliance

Signature of
Provider/Representative

Title

Date