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GOVERNOR

**CABINET FOR HEALTH AND FAMILY SERVICES
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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: The Discovery Gym	Provider Information	CLR No: L383275
Provider Address: 116 Main Street, Shelbyville, KY, 40065	Provider Type: LICENSED TYPE I	Capacity: 49
Owner(s): The Discovery Gym, LLC		Director(s): Shelton, Laura

Inspection Type: Renewal Application	Inspection Information	Inspection No: 217470
Date Initiated: 11/15/2016 11:15 AM	Date Concluded: 11/15/2016 2:00 PM	
	No. of Children Present: 34	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	In Compliance
Employee Records	Not In Compliance
315 - 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 and interview the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request the childcare center director did not present for review verification that the personnel file for a staff member with the hire date of 07/09/2016 contained a copy of a High school diploma: or a GED or qualifying documentation from a comparable educational entity; or Commonwealth Child Care Credential as described in 922 KAR 2:250 of educational qualifications.

320 - TB Verification

Not In Compliance

922 KAR 2:110. Section 5. 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 and interview the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request the child care center director did not present verification that the records for the employees with the hire dates of 07/01/2014, 09/08/2014, and 07/09/2016 contained a current copy of a statement from a health professional that the individual is free of active tuberculosis; or a copy of negative tuberculin results. The documents presented had expired.

340 - Training

Not In Compliance

922 KAR 2:110. Section 5. Staff Requirements.

- (14) 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 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 pediatric abusive head trauma training completed once every five (5) years.**

Findings:

General: Based on Review of Documentation and interview the child care center failed to maintain employee records in accordance with regulatory requirements. Upon request the child care director did not present verification that the staff members with the hire dates of 05/29/2014,06/01/2014,07/01/2014 09/08/2014,and 07/15/2015 had met the requirement of Fifteen (15) hours of cabinet-approved early care and education training during each subsequent year of employment. Continue review revealed the director did not present verification that the employees with the hire dates of 07/09/2016 and 08/10/2016 had completed orientation training within the first ninety (90) days of employment. Review of documentation in the ECE-TRIS training system revealed the staff members listed above had not met the requirement.

Programming

In Compliance

Premises

Not In Compliance

480 - Premises Requirements

Not In Compliance

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

- (1) The premises shall be:**
- (a) Suitable for the purpose intended;**
 - (b) Kept clean and in good repair;**

Findings:

General: Based on Observation and interview the child care center failed to maintain the premises in accordance with regulatory requirements. Based on observation the three-year-old children were observed walking through the room that was located between the three-year-old classroom and the outside door to the playground. Continued observation of the room revealed exposed wiring hanging from an outlet source, within the reach of the children. Continued observation revealed numerous pieces of wood, discarded toy and equipment. Interview with the director revealed the center was in the process of addressing.

520 - 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 and interview the child care center failed to maintain the premises in accordance with regulatory requirements. Based on observation in the Pre-K classroom, it was revealed there was a large hole in the wall located behind the door that was approximately six-inches in diameter. Interview with the owner revealed she was in the process of addressing it.

590 - Toilet

Not In Compliance

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

- (4) Each toilet shall:**
- (a) Be kept in clean condition;**
 - (b) Be kept in good repair;**
 - (c) Be in a lighted room; and**
 - (d) Have ventilation to outside air.**

Findings:

General: Based on Observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Based on observation of the restroom located off of the two-year-old classroom, revealed the ventilation system was not operational.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Equipment

In Compliance

Transportation

Not Applicable

Inspection Report	
Food Service	Not In Compliance
1065 - Lunch/Dinner Requirements	Not In Compliance
922 KAR 2:120. Section 9. Food and Meal Requirements. (19) Lunch and dinner shall include: (a) Milk; (b) Protein; (c) Bread; and (d) 1. Two (2) vegetables; 2. Two (2) fruits; or 3. One (1) fruit and one (1) vegetable.	
Findings: General: Based on Observation, and interview with the director, the child care center failed to maintain food service in accordance with regulatory requirements. Observation of the three to four-year-old classroom revealed that at approximately 11:40 a.m. lunch was being served. Further observation revealed the children were not offered or served pasteurized skim or low fat 1% milk. Interview with the director revealed there was no milk available to be offered.	
Children's Records	Not In Compliance
1070 - Immunization	Not In Compliance
922 KAR 2:110. Section 3. 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 and interview the child care center failed to maintain children's records in accordance with regulatory requirements. Upon request the child care director did not present verification that the records for a child with the enrollment date of 05/04/2012 contained a current copy of immunization certificate.	
1075 - Enrollment Information	Not In Compliance
922 KAR 2:110. Section 3. 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 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 situation 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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Upon request, the child care director did not present for review verification that the records for children with the enrollment dates of 02/19/2015, 08/07/2015 and 05/14/2016 contained information listing the preferred hospital. Continue review revealed the records for the child with the enrollment date of 02/09/2015 did not contain the name of a person that was designated to pick up the child, an authorization for medical emergencies or the name of a physician.	
Written Documentation	Not In Compliance
1085 - Evacuation Plan	Not In Compliance
922 KAR 2:090. Section 5. Evacuation Plan. (1) A licensed child-care center shall have a written evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care in accordance with KRS 199.895.	
Findings: General: Based on Review of Documentation and interview the child care center failed to maintain written documentation in accordance with regulatory requirements. Upon request the child care center director did not present for review verification that the evacuation plan in the event of a fire, natural disaster, or other threatening situation that may pose a health or safety hazard for a child in care had been updated and submitted to the local emergency management team within the last year. The document presented was dated for November 10/2014.	
Posted Documentation	In Compliance
Animals	Not Applicable

Signature of Provider/Representative

Title

Date