



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

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Wiggles and Giggles Daycare	Provider Information	CLR No: L384057
Provider Address: 8142 Us 60, Ashland, KY, 41102	Provider Type: LICENSED TYPE I	Capacity: 20
Owner(s): Wiggles and Giggles Daycare		Director(s): Fuller, Cindy Lou

Inspection Type: Renewal Application	Inspection Information	Inspection No: 318838
Date Initiated: 10/06/2021 10:54 AM	Date Concluded: 10/06/2021 12:46 PM	
	No. of Children Present: 7	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	Not In Compliance
160 - 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 observation and review of documentation, this regulatory requirement was not met. The general liability insurance on file was no longer current. The general liability insurance was dated 12/05/2019 to 12/05/2020.	
Director Requirements	Not In Compliance
335 - Operation instruction/Regulation copy	Not In Compliance
922 KAR 2:090. Section 8. General. (2) Child-care center staff shall be: (a) Instructed by the child-care center's director regarding requirements for operation; and (b) Provided with a copy of this administrative regulation, 922 KAR 2:120, and 922 KAR 2:280.	
Findings:	
General: Based on observation and review of documentation, this regulatory requirement was not met. The facility did not have a current copy of the regulations on site for the staff to review.	
360 - 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 observation and review of documentation, this regulatory requirement was not met. One staff member did not have a current staff evaluation on file. This staff member has been employed for more than a year.	

Inspection Report

Employee Records

Not In Compliance

395 - 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 observation and review of documentation, this regulatory requirement was not met. Three staff files did not have documented hire dates. The staff in charge verbally gave the surveyor the staff hire dates.

435 - 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 completed within the first three (3) months of employment in a child-care program;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

(17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. The following was found:

- 1. A substitute staff member hired on 8/17/2020, did not complete fifteen hours of cabinet approved early care and education training hours between 7/01/2020 and 6/30/2021.
- 2. A staff member hired on 6/01/2021, did not complete the required Orientation. This staff member has been employed for more than three months.

A review of ECE-TRIS was completed and confirmed these findings.

Programming

In Compliance

Premises

Not In Compliance

585 - 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, this regulatory requirement was not met. An overhead florescent light was not working in the one-and two-year-old room.

625 - 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, this regulatory requirement was not met. A hole was observed in the drywall in the diaper changing room where a cable box had been located. A small cable wire was exposed in the box.

Hygienic Practices

In Compliance

First Aid/Medication

In Compliance

Outdoor Play Area

In Compliance

Inspection Report

Equipment

Not In Compliance

865 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 13. 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 and review of documentation, this regulatory requirement was not met. The following was found:

1. The hand washing sink in the diapering room contained an area of crumbling grout, which caused a gap where the sink was separating from the wall.
2. The preschool room contained an alphabet/animals round rug that was stained in several areas.
3. A smoke detector was beeping in the diaper changing room. This usually indicates a low battery or a malfunction of the device.

Transportation

In Compliance

Kitchen Requirements

In Compliance

Food Service

Not In Compliance

1095 - Milk Requirements

Not In Compliance

922 KAR 2:120. Section 9. Food and Drink Requirements for All Child-Care Centers.

(3) A serving of milk shall consist of:

(a) Breast milk or iron-fortified formula for a child:

- 1. Age birth to twelve (12) months; or**
- 2. Beyond twelve (12) months of age as documented by the parent or the child's physician;**

(b) Pasteurized unflavored whole milk for children ages twelve (12) months to twenty-four (24) months; or

(c) Pasteurized unflavored low fat one (1) percent or fat-free skim milk for children ages twenty-four (24) months to school-age.

Findings:

General: Based on observation, this regulatory requirement was not met. Three children were served the lunches that they packed from home. One child was served Propel Water, one child was served chocolate milk, and another child was served Yoo-hoo milk. One child was one-year-old and the other two children were two-years-old. The one-year-old should have been served unflavored, whole milk, and the other two children should have served unflavored, low-fat, one percent milk, or unflavored, fat-free, skim milk with their lunches.

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1250 - 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 observation and review of documentation, this regulatory requirement was not met. None of the ten children's files reviewed contained the physician's contact phone number. This information was not on the children's enrollment forms.

Inspection Report

Written Documentation

Not In Compliance

1280 - Professional Development

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(f) A written annual plan for child-care staff professional development;

Findings:

General: Based on observation and review of documentation, this regulatory requirement was not met. Three staff did not have current annual professional development plans on file.

Posted Documentation

Not In Compliance

1320 - Disaster Course of Action

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(j) A written plan and diagram outlining the course of action in the event of a natural or manmade disaster, posted in a prominent place;

Findings:

General: Based on observation, this regulatory requirement was not met. There was not a posted written plan of evacuation in the event of a natural or manmade disaster.

Animals

In Compliance

Signature of Provider/Representative

Title

Date