



CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

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Inspection Report

Provider Name: Animal Crackers Nursery & Dayschool	Provider Information	CLR No: L354051
Provider Address: 1304 St. Ann Street, Owensboro, KY, 42303	Provider Type: LICENSED TYPE I	Capacity: 51
Owner(s): Animal Crackers Nursery & Day School, Inc.		Director(s): Dunghney, Mauricha Danielle

Inspection Type: Investigation	Inspection Information	Inspection No: 244549
Date Initiated: 04/06/2018 2:30 PM	Date Concluded: 04/06/2018 2:50 PM	
	No. of Children Present: 44	

Inspection Report		
Supervision	In Compliance	

Inspection Report

Staffing Requirements

Not In Compliance

125 - Ratios and Group Size

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(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 12 to 24 months

1 staff for 6 children 12

Toddler 24 to 36 months

1 staff for 10 children 20

Preschool-age 3 to 4 years

1 staff for 12 children 24

Preschool-age 4 to 5 years

1 staff for 14 children 28

School-age 5 to 7 years

1 staff for 15 children 30

School-age 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 child-care centers.**

(b) The age of the youngest child in the group shall determine the:

- 1. Staff-to-child ratio; and**
- 2. Maximum group size.**

Findings:

General: Based on Observation and interview, a director hired on 8/4/14, supervised sixteen (16) children alone in a room at 2:30 p.m. on 4/6/18. The youngest child was two-years-old and the oldest child was twelve-years-old.

A caregiver hired on 5/16/14, supervised fourteen (14) children alone in the one-year-olds' room at 2:30 p.m. on 4/6/18. The youngest child was sixteen-months-old and the oldest child was ten-years-old. The director stated the center had not maintained staff/child ratios since 1:00 p.m. on 4/6/18. The director stated she had allowed a caregiver to leave for a doctor appointment.

Director Requirements

Not In Compliance

335 - Staff Management/Policy Development/Supervision

Not In Compliance

922 KAR 2:090. Section 10. Director Requirements and Responsibilities.

(1) A director shall:

(e) Manage the staff in their individual job descriptions;

(f) Assure the development, implementation, and monitoring of child-care center plans, policies, and procedures;

(g) Supervise staff conduct to ensure implementation of program policies and procedures;

Findings:

General: Based on Interview and review of documentation, the center's posted classroom rules stated, "No electronics unless its for homework and no phones allowed at all." Interview with the director and staff, determined school-aged children had utilized their personal tablets and cell phones for other than homework while at the center. Interview with the director indicated school-aged children played Pixel Gun 3D Game and Teen Titans Go Games. Also, the surveyor observed a school-aged child with other school-aged children around him watching a child's movie, while another school-aged child was on his cell phone on 4/6/18. Therefore, the director failed to ensure implementation of program policies and procedures for electronics and cell phones.

Employee Records

Not In Compliance

410 - 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 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 cabinet-approved 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 cabinet-approved pediatric abusive head trauma training completed once every five (5) years.

Findings:

General: Based on Review of Documentation, a caregiver hired on 11/20/17, had not completed six (6) hours of orientation training.

Inspection Report

Programming

Not In Compliance

430 - Electronic Viewing/Listening Devices

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(4) The child-care center shall provide a daily planned program:

(d) Unless the child-care center is a before- or after-school program that operates part day or less, that offers a variety of creative activities including the following:

12. Use of electronic viewing and listening devices if the:

- a. Material is appropriate to the child using the equipment;**
- b. Material does not include any violence, adult content viewing, or inappropriate language;**
- c. Viewing or individual listening is limited to two (2) hours per day;**
- d. Viewing or listening is discussed with parents prior to viewing or listening; and**
- e. Viewing or listening is designed as an educational tool.**

(5) A child who does not wish to use the electronic devices during the planned program shall be offered other appropriate activities.

Findings:

General: Based on Interview, school-aged children were allowed to utilize their personal tablets and cell phones, for purposes other than homework, while at the center. Interview with the director and staff indicated two (2), ten-year-old children played Pixel Gun 3D Game and a nine-year-old child played Teen Titans Go Game. Also, the surveyor observed several school-aged children watched a child's movie on a mobile device, while another school-aged child was on his cell phone on 4/6/18. A review of the Common Sense Media ratings for the Pixel Gun 3D determined it was appropriate for ages eighteen (18) plus and contained violence. In addition, the Pixel Gun 3D Game, Teen Titans Go Game, and the child's movie were not designed as an educational tool for the school-aged children.

465 - Electronic Viewing/Listening Planned Program

Not In Compliance

922 KAR 2:120. Section 3. General Requirements.

(1) Electronic viewing and listening devices shall only be used in the center as a part of the child's planned program of activity described in Section 2(4) of this administrative regulation.

Findings:

General: Based on Interview and observation, school-aged children were allowed to utilize their personal tablets and cell phones, for purposes other than homework, while at the center. Interview with the director and staff indicated two (2) school-aged children played Pixel Gun 3D Game and one (1) school-aged child played Teen Titans Go Game. Also, several school-aged children watched a child's movie on a tablet, and a child was allowed to use his cellphone on 4/6/18. The Pixel Gun 3D Game, Teen Titans Go Game, and the child's movie were not part of the planned program of activity.

Food Service

In Compliance

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, a child enrolled on 2/6/17, did not include their physician's contact information on the enrollment form.

Signature of
Provider/Representative

Title

Date