



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Melissa A. Moore, Director
Division of Regulated Child Care
Western Branch
901 B South Main Street
Hopkinsville, KY 42240
Phone: (270) 889-6052 Fax: (270) 889-6089
<https://chfs.ky.gov/agencies/os/oig>

Eric Friedlander
SECRETARY

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Ms. Robbie's Day Care	Provider Information	License No: L358053
Provider Address: 220 Hewlett Street, Madisonville, KY, 42431	Provider Type: LICENSED TYPE I	Capacity: 79
Owner(s): Ms. Robbie's Day Care, Inc.		Director(s): Taylor, Robbie Dianne

Inspection Type: Investigation	Inspection Information	Inspection No: 191171
Visit Start Date: 06/26/2015 10:40 AM	Visit End Date: 06/26/2015 1:20 PM	
	No. of Children Present: 35	

Inspection Report	
Supervision	
5 - Children Supervised	In Compliance
922 KAR 2:120. Section 2. Child Care Services. (3)(a) Each center shall maintain a child-care program that assures each child will be: 1. Provided with adequate supervision at all times by a qualified staff person who: a. Ensures the child is within scope of vision and range of voice; or b. For a school-age child, within scope of vision or range of voice;	
Staffing Requirements	
30 - Cooking/Cleaning Staffing	In Compliance
922 KAR 2:110. Section 4. Director Requirements and Responsibilities. (1) Effective with the adoption of this administrative regulation, a director shall: (k) Assume that additional staff are available during cooking and cleaning hours, if necessary, to maintain staff-to-child ratios pursuant to 922 KAR 2:120;	
40 - Ratios and Group Size	In Compliance

Inspection Report

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

1 staff for 6 children 12

Preschool-age 2 to 3 years

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.

Director Requirements

275 - Caregiver Alone

Not In Compliance

922 KAR 2:110. Section 4. Director Requirements and Responsibilities.

(1) Effective with the adoption of this administrative regulation, a director shall:

(n) Assure that a person acting as a caregiver of a child in care shall not be left alone with a child, if the licensee has not received the results of the background checks as described in Section 3(1)(e)6 of this administrative regulation;

Findings:

General: Based on review of documentation and observation, a caregiver hired 05/08/15, supervised twelve (12) preschool-age children alone from 10:40 AM to 1:20 PM in the preschool room and did not have a completed criminal records check on file.

Employee Records

300 - Background checks/left alone

Not In Compliance

922 KAR 2:090. Section 6. License Issuance.

(5) An individual described in subsection (4) of this section shall:

(a) Submit to background checks described in paragraph (b) of this subsection;

(b) 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 using the central registry in accordance with 922 KAR 1:470;

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

3. Criminal records check for any previous state of residence if the person resided outside the state of Kentucky in the last five (5) years; and

4. An address check of the Sex Offender Registry; and

(c) Not be left alone in the presence of a child until copies of the background checks in accordance with paragraph (b) of this subsection have been received by the licensee.

Findings:

General: Based on review of documentation and observation, a caregiver hired on 05/08/15, supervised twelve (12) preschool-age children alone from 10:40 AM to 1:20 PM in the preschool room and did not have a completed criminal records check on file.

310 - Personnel File

In Compliance

Inspection Report

922 KAR 2:110. Section 3. 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. Written record of training participation to include:
 - a. The training source;
 - b. Location;
 - c. Date; and
 - d. Number of clock hours completed;
 5. Every two (2) years, a:
 - a. Statement from a health professional that the individual is free of active tuberculosis; or
 - b. Copy of negative tuberculin results; and
 6. For a director, employee, volunteer, or any person with supervisory or disciplinary control over, or having unsupervised contact with, a child in care, the results of a:
 - a. Child abuse or neglect check using the central registry in accordance with 922 KAR 1:470;
 - b. Criminal records check required by KRS 199.896(19);
 - c. Criminal records check from any previous state of residence completed once if:
 - (i) The individual resided outside the state of Kentucky in the last five (5) years; and
 - (ii) No criminal records check has been completed for the individual's previous state of residence; and
 - d. An address check of the Sex Offender Registry;

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, a staff hired on 03/03/15, did not have education verification on file.

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, a staff hired on 03/03/15, did not have TB documentation on file.

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 observation, a staff hired on 08/31/1992, completed eight (8) hours of training during a subsequent year of employment. A staff hired on 10/11/1999, completed fourteen and a half (14 ½) hours of training during a subsequent year of employment. A staff, hired on 10/01/2013, completed eight and a half (8½) hours of training during a subsequent year of employment.

Programming

380 - School Age Care

In Compliance

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

- (9) If school-age care is provided:
- (a) A separate area or room shall be provided in a Type I child-care center; and
- (b) Each child shall be provided a snack after school.

Equipment

745 - Cots/Mats Sanitized

In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

- (8) Cots or mats not labeled for individual use by a child shall be sanitized after each use.

Inspection Report

750 - Individual Bedding Storage

Not In Compliance

922 KAR 2:120. Section 6. Sleeping and Napping Requirements.

(9) Individual bedding shall be stored in a sanitary manner.

Findings:

General: Based on observation, bedding covered four folded mats that touched in the preschool room.

Food Service

960 - Bottles

Not In Compliance

922 KAR 2:120. Section 8. Kitchen Requirements.

(9) Bottles shall be:

- (a) Individually labeled;
- (b) Promptly refrigerated;
- (c) Covered when not in use; and
- (d) Consumed within one (1) hour of being heated or removed from the refrigerator.

Findings:

General: Based on observation, three (3) bottles were not covered and two (2) bottles were not labeled in the infants' room.

980 - Food Protected From Contamination

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(1) Food shall be:

(h) Protected against contamination from:

- 1. Dust;
- 2. Flies;
- 3. Rodents and other vermin;
- 4. Unclean utensils and work surfaces;
- 5. Unnecessary handling;
- 6. Coughs and sneezes;
- 7. Cuts in skin;
- 8. Communicable disease;
- 9. Flooding;
- 10. Drainage; and
- 11. Overhead leakage.

Findings:

General: Based on observation, nine (9) plates of served food sat uncovered on a table for seventeen (17) minutes, a plate of served food sat uncovered on a table for twenty (20) minutes, and nine (9) plates of served food sat uncovered on a table for thirty (30) minutes in the cafeteria.

985 - Milk Requirements

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(3) A serving of milk shall consist of:

- (a) Breast milk or iron-fortified formula for a child age birth to twelve (12) months;
- (b) Pasteurized whole milk for children ages twelve (12) months to twenty-four (24) months; or
- (c) Pasteurized 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, whole milk was served to twenty-seven (27) children, aged twenty four (24) months to school-age, with the lunch meal in the cafeteria. Four (4), one year olds were not served milk with the lunch meal in the cafeteria. Instead, they were served milk after eating all of the served food components, which was approximately twenty (20) minutes after the meal was served.

995 - Bread Requirement

Not In Compliance

922 KAR 2:120. Section 9. Food and Meal Requirements.

(6) A serving of bread shall only consist of whole or enriched grain.

Findings:

General: Based on observation, thirty-one (31) children were not served bread with the lunch meal in the cafeteria.

Signature of
Provider/Representative

Title

Date