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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Ms. Robbie's Day Care	Provider Information	CLR 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: Renewal Application	Inspection Information	Inspection No: 231658
Date Initiated: 10/12/2017 9:10 AM	Date Concluded: 10/12/2017 11:40 AM	
	No. of Children Present: 23	

Inspection Report		
	Supervision	Not In Compliance
5 - Children Supervised		Not 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;		
Findings: General: Based on Observation, a child poked his finger in the front grill of an operating box fan while the caregiver diapered a child in the restroom in the two year olds' room. The child was not within the caregiver's scope of vision and the caregiver was not aware of the child's actions.		

Inspection Report**Staffing Requirements****Not In Compliance****40 - 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****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.****Findings:**

General: Based on Observation, a caregiver supervised seven (7) children from 10:00 am until 11:40 am in the two year olds' room. The youngest child was a one-year-old.

45 - Ratio/Group Size**Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.****(2)(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 Review of Documentation, a caregiver supervised seven (7) children from 10:00 am until 11:40 am in the two year olds' room. The youngest child was a one-year-old.

General Administration**Not In Compliance****125 - Confidential Information****Not In Compliance****922 KAR 2:110. Section 2. General.****(3) Information concerning a child or the child's parent shall be kept in strict confidence by child-care center staff, except as otherwise required by law.****Findings:**

General: Based on Review of Documentation, fifteen (15) parents' work schedules were posted in plain sight on the wall of the two year olds' room.

Director Requirements**Not In Compliance****260 - Staff Evaluation****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:****(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, a caregiver, hired on 08/01/16, did not have an annual written performance evaluation on file.

285 - Parental/Family Involvement Activity**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:****(p) Coordinate at least one (1) annual activity involving parental or family participation.****Findings:**

General: Based on Review of Documentation and interview, there was no documentation of a parent/family involvement activity being held.

Inspection Report**Employee Records****Not In Compliance****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, a caregiver, hired on 08/01/16, did not complete pediatric abusive head trauma training.

Programming**Not In Compliance****350 - Program of Activities Followed****Not In Compliance****922 KAR 2:120. Section 2. Child Care Services.**

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

- (a) Posted in writing in a conspicuous location with each age group and followed;
- (b) Of activities that are individualized and developmentally appropriate for each child served;
- (c) That provides experience to promote the individual child's physical, emotional, social, and intellectual growth and well-being; and
- (d) That offers a variety of creative activities including the following:
 - 1. Art;
 - 2. Music;
 - 3. Dramatic play;
 - 4. Stories and books;
 - 5. Science;
 - 6. Block building;
 - 7. Tactile activity;
 - 8. Culture;
 - 9. Indoor or outdoor play in which a child makes use of both small and large muscles;
 - 10. A balance of active and quiet play, including group and individual activity;
 - 11. An opportunity for a child to:
 - a. Have some free choice of activities;
 - b. If desired, play apart from the group at times;

Findings:

General: Based on Review of Documentation, a daily planned program of activities was not developed in the school-age room. The posted daily planned program of activities was dated 12/26/16 and was not being followed in the two year olds' room.

410 - Infant/Toddler Combined with Older Children**Not In Compliance****922 KAR 2:120. Section 5. Infant and Toddler Play Requirements.**

(2) Except in accordance with subsection (3) of this section, an infant or toddler shall participate in an activity with an older child for no more than one (1) hour per day.

Findings:

General: Based on Observation, a one-year-old child was combined with five (5), two-year-old children for approximately two and a half (2 1/2) hours in the two year olds' room on 10/12/17.

Premises**Not In Compliance****460 - Inaccessible Items****Not In Compliance****922 KAR 2:120. Section 3. General Requirements.**

(7) Except in accordance with subsection (8) of this section, the following shall be inaccessible to a child in care:

- (a) Toxic cleaning supplies, poisons, and insecticides;
- (b) Knives and sharp objects;
- (c) Matches, cigarettes, lighters, and flammable liquids;
- (d) Plastic bags;
- (e) Litter and rubbish;
- (f) Bar soap; and
- (g) Personal belongings and medications of staff.

Findings:

General: Based on Observation, a caregiver's open purse, which contained a pack of cigarettes and an inhaler, was on top of a two (2) tall foot shelf in the two year olds' room. A large container of Lysol wipes was on counter beside the sink and a roll of plastic trash bags was on the lid of the toilet tank in the two year olds' restroom. A caregiver's jacket hung on back of a chair in the school age room and in the one year olds' room. An operating box fan was on top of a two (2) foot tall shelf in the two-year-olds' room. All of these items were accessible to children.

Inspection Report**Hygienic Practices****Not In Compliance****595 - 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 wiping or blowing nose;
- 6. After touching items soiled with body fluids or wastes; and
- 7. After outdoor or indoor play time.

Findings:

General: Based on Observation, a child did not wash her hands with liquid soap and warm running water upon arrival in the two year olds' room.

600 - 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; and
- (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; and
 - 9. If possible, before administering first aid.

Findings:

General: Based on Observation, a caregiver failed to wash her hands with liquid soap and warm running water after wiping a child's nose in the two year olds' room.

625 - Diaper Changing Area/Surface**Not In Compliance****922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.****(10) When a child is diapered, the child shall:**

- (b) Be placed on a surface that is:
 - 1. Clean;
 - 2. Padded;
 - 3. Free of holes, rips, tears, or other damage;
 - 4. Nonabsorbent;
 - 5. Easily cleaned; and
 - 6. Free of any items not used for diaper changing.

Findings:

General: Based on Observation, a tear was in the surface of the diapering mat in the infants' room.

635 - 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 wear disposable gloves, the gloves shall be changed and disposed after each child is diapered.****Findings:**

General: Based on Observation, a caregiver failed to sanitize the diapering surface after diapering a child in the two year olds' room.

First Aid/Medication**Not In Compliance****670 - Medication****Not In Compliance****922 KAR 2:120. Section 7. First Aid and Medicine.****(6) Medication, including refrigerated medication, shall be:**

- (a) Stored in a separate and locked place, out of the reach of a child;
 - (b) Kept in the original bottle; and
 - (c) Properly labeled.
- (7) Medication shall not be given to a child if the expiration date on the bottle has passed.**

Findings:

General: Based on Observation, a one (1) ounce tube of A and D diaper rash ointment was not labeled to indicate for whom it was intended and was stored, unlocked, in a plastic tub under the diapering station in the two year olds' restroom.

Inspection Report

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

755 - Toys/Equipment/Furniture

Not In Compliance

922 KAR 2:120. Section 11. Toys and Furnishings.

(1) All toys, equipment, and furniture contacted by a child shall be:

- (a) Kept clean and in good repair; and
- (b) Free of peeling, flaking, or chalking paint.

Findings:

General: Based on Observation, a red and blue nap mat was torn and exposed foam in the one year olds' and in the two and three year olds' room. Two (2) red and blue and two (2) green and blue nap mats were torn and exposed foam in the school age room.

760 - 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, three (3) children used highchairs that did not have safety straps in the dining room. The manufacturer recommended to always secure child in the restraints.

Transportation

Not Applicable

Food Service

In Compliance

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, a child, first date of attendance on 10/29/17, had an immunization certificate on file with no documented validity date.

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, a child, first date of attendance on 11/11/15; a child, first date of attendance on 06/10/13; a child, first date of attendance on 07/27/15, and a child, first date of attendance on 10/29/15, each did not have information on file for the person in charge to contact the child's preferred hospital. A child, first date of attendance on 07/27/15, did not have information on file for the person in charge to contact the child's physician. A child, first date of attendance on 06/10/13, did not have the phone number for each person to be contacted in an emergency situation involving or impacting the child.

Inspection Report		
Written Documentation		Not In Compliance
1095 - Daily Attendance Records		Not In Compliance
<div>922 KAR 2:110. Section 3. Records. (1) A child-care center shall maintain: (c) Daily attendance records documenting the arrival and departure time of each child, including records that are required in accordance with 922 KAR 2:160, Section 13, if a child receives services from the child-care center through the Child Care Assistance Program;</div>		
Findings: General: Based on Review of Documentation, three (3) children did not have a documented departure time on 08/10/17. Three (3) children did not have a documented arrival time and three (3) additional children did not have a documented departure time on 10/11/17. Ten (10) children did not have a documented arrival time on 10/12/17.		
1105 - Professional Development		Not In Compliance
<div>922 KAR 2:110. Section 3. Records. (1) A child-care center shall maintain: (f) A written annual plan for child-care staff professional development;</div>		
Findings: General: Based on Review of Documentation, a caregiver, hired on 08/31/92, and a caregiver, hired on 08/01/16, did not have a professional development plan on file.		
Posted Documentation		Not In Compliance
1155 - Posting Requirements		Not In Compliance
<div>922 KAR 2:110. Section 2. General. (7) 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) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year; (b) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year; (c) Information on the Kentucky Consumer Product Safety Program and the program's website as specified in KRS 199.897; (d) 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; (e) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and (f) Daily schedule.</div>		
Findings: General: Based on Review of Documentation, the center's description of services, which included rates, was not posted.		
Animals		Not Applicable