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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: Investigation	Inspection Information	Inspection No: 291544
Date Initiated: 10/02/2019 10:30 AM	Date Concluded: 10/02/2019 2:10 PM	
	No. of Children Present: 29	

Inspection Report	
Background Checks	Not In Compliance
5 - Background check/left alone/dismissed/relocated	Not In Compliance
<p>922 KAR 2:280. Section 3. Implementation and Enforcement.</p> <p>(1) A person who is a child care staff member prior to January 1, 2018, shall submit to and complete background checks in accordance with this administrative regulation no later than September 30, 2018.</p> <p>(2) A child care staff member hired on or after April 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and been found to have no disqualifying offense prior to becoming a child care staff member; or</p> <p>(b) 1. Have submitted to the background checks required in accordance with this administrative regulation;</p> <p>2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and</p> <p>3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.</p> <p>Findings:</p> <p>General: Based on observation and a review of documentation, a staff, hired on 08/14/19, did not submit to a background check. The staff member was observed alone and supervising six (6) children at the center's front door as they waited on a school bus to arrive.</p>	
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) For an operating child-care center, minimum staff-to-child ratios and group size shall be maintained as established in the table established in this subsection.

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, thirteen (13) children, ages one and two-years-old were present on the playground, supervised by two (2) staff. Therefore, group size was not maintained. Eight (8) children, aged infants through one-year-old, were supervised by one (1) staff for an hour in the infants' room.

General Administration**Not In Compliance****305 - Person Under Investigation by DCBS****Not In Compliance****922 KAR 2:090. Section 8. General.**

(7) If a director, employee, volunteer, or any person with supervisory or disciplinary control over, or having unsupervised contact with a child in care is named as the alleged perpetrator in a child abuse or neglect report accepted by the cabinet in accordance with 922 KAR 1:330, the individual shall be removed from direct contact with a child in care:

(a) For the duration of the assessment or investigation; and

(b) Pending completion of the administrative appeal process for a cabinet substantiation of child abuse or neglect in accordance with 922 KAR 1:320 or 922 KAR 1:480.

Findings:

General: Based on observation, a staff, hired on 08/31/92, and a staff, hired on 10/11/99, were named as alleged perpetrators in a child abuse or neglect report accepted by the cabinet in accordance with 922 KAR 1:330, and were not removed from direct contact with a child in care. Instead, the staff members resumed regular duties in the classroom.

Director Requirements**Not In Compliance****360 - Caregiver Alone****Not In Compliance****922 KAR 2:090. Section 10. Director Requirements and Responsibilities.**

(1) 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 922 KAR 2:280;

Findings:

General: Based on observation and a review of documentation, a staff hired on 08/14/19, did not submit to a background check and supervised six (6) children, alone, at the center's front door from 12:15 pm to 12:23 pm, as they waited for a school bus to arrive at the center.

Employee Records**Not In Compliance****390 - Educational Requirements****Not In Compliance****922 KAR 2:090. Section 11. 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 08/14/19, and a staff, hired on 10/11/18, did not have education documentation on file.

Inspection Report

395 - TB Verification

Not In Compliance

922 KAR 2:090. Section 11. 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 08/14/19, and a staff, hired on 10/11/18, did not have TB documentation on file.

Food Service

Not In Compliance

1070 - 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, fifteen (15) children's lunch meals were plated and set uncovered for eighteen (18) minutes in the dining room. Flies were observed flying around in the room.

Signature of Provider/Representative

Title

Date