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Inspection Report

Provider Name: Hopkinsville Child Development Center	Provider Information Provider Type: LICENSED TYPE I	CLR No: L358935
Provider Address: 686 North Drive, Brickyard Plaza, Hopkinsville, KY, 42240		Capacity: 129
Owner(s): Aviles, Daisy		Director(s): Aviles, Daisy

Inspection Type: Renewal Application	Inspection Information	Inspection No: 247738
Date Initiated: 01/18/2019 8:40 AM	Date Concluded: 01/18/2019 12:00 PM	
	No. of Children Present: 48	

Inspection Report

Background Checks

Not In Compliance

5 - Background check/left alone/dismissed/relocated

Not In Compliance

922 KAR 2:280. Section 3. Implementation and Enforcement.

- (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.
- (2) A child care staff member hired on or after April 1, 2018, shall:
 - (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
 - (b) 1. Have submitted to the background checks required in accordance with this administrative regulation;
 - 2. Not be left unsupervised with a child in care pending the completion of the background checks in accordance with this administrative regulation; and
 - 3. Be dismissed or relocated from the residence if the person is found to have a disqualifying background check result.

Findings:

General: Based on review of documentation and interview, a caregiver hired 02/21/18; a caregiver hired 09/11/17; a caregiver hired 05/30/17; a caregiver hired 05/15/17; a caregiver hired 08/15/16; the director hired 08/10/09, a caregiver hired 06/05/09, did not submit to and complete background checks in the NBCP prior to 09/30/18.

Also, per the center's volunteer policy, a volunteer/cook (start date: 05/05/09), did not submit to and complete background checks prior to 09/30/18.

10 - Submit background check

Not In Compliance

922 KAR 2:280 - Section 4. Procedures and Payments.

- (1) To initiate the process for obtaining background checks on a prospective child care staff member, the child care provider shall:
 - (a) Request that the prospective child care staff member provide a copy of his or her driver's license or other government-issued photo identification and verify that the photograph clearly matches the prospective child care staff member;
 - (b) Request that the prospective child care staff member complete and sign the:
 - 1. DCC-500, Applicant Child Care Staff Member Waiver Agreement and Statement; and
 - 2. DCC-501, Disclosures to Be Provided to and Signed by the Applicant Child Care Staff Member; and
 - (c) Log on to the NBCP portal and enter the prospective child care staff member's demographic information for a check of the:
 - 1. Child abuse and neglect central registry pursuant to 922 KAR 1:470;
 - 2. National Crime Information Center's National Sex Offender Registry in accordance with 34 U.S.C. 20921; and
 - 3. Sex Offender Registry established in accordance with KRS 17.500 through 17.580.

Findings:

General: Based on observation, a caregiver hired 01/15/19; a caregiver hired 11/17/18, and a caregiver hired 08/06/18, worked with children. Review of documentation and interview determined the center had not initiated the background checks process for these staff members.

Inspection Report

Supervision

In Compliance

Staffing Requirements

In Compliance

General Administration

Not In Compliance

180 - Plan of Correction/15 days

Not In Compliance

922 KAR 2:090. Section 14. Statement of Deficiency and Corrective Action Plans.

(2) Except for a violation posing an immediate threat as handled in accordance with KRS 199.896(5)(c), a child-care center shall submit a written corrective action plan to the cabinet or its designee within fifteen (15) calendar days of the date of the statement of deficiency to eliminate or correct the regulatory violation.

Findings:

A PLAN OF CORRECTION WAS DUE ON 03/02/2019 AND AS OF 03/05/2019, THE PLAN OF CORRECTION HAS NOT BEEN RECEIVED.

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 review of documentation, observation and interview, an infant wore a bib as she slept in the crib in the infants' room. The center had a Safe Sleep Practice Policy which stated the following: "No additional items; such as pillows, blankets or toys will be allowed in the infant's crib." Therefore, the director failed to ensure staff implemented the center's Safe Sleep Practice Policy.

Also, a volunteer/cook (start date: 05/05/09) did not have a new background check and a current TB skin test on file. The center had a volunteer policy which stated the following: Long-term volunteer was required to show proof of a current (within six (6) months) negative TB test and submit to a KY Child Care Background Check. Therefore, the director failed to ensure the volunteer/cook who was present daily followed the volunteer policy.

345 - 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 review of documentation, a caregiver hired 09/11/17; a caregiver hired 05/30/17; a caregiver hired 05/15/17, and a caregiver hired 08/15/16, did not have a written annual performance evaluation.

350 - Health, Safety, Comfort

Not In Compliance

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

(1) A director shall:

- (l) Assure the health, safety, and comfort of each child;**

Findings:

General: Based on observation, a radio cord hung down and was accessible to the children in the two-year-olds' room. Two (2) cords, connected to an extension cord, were accessible to the children in the two-year-old and three-year-olds' room. There were multiple cords which hung down accessible to the children in the preschool room. There were four (4) cords which hung down accessible to the children in the three-year-olds' room.

Three (3) electrical outlets located on the extension cord did not contain safety plugs in the two-year-old and three-year-old room. One (1) electrical outlet located on the extension cord did not contain a safety plug in the preschool room.

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 caregiver hired 05/07/18, did not have her education verification 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 caregiver hired 11/17/18, and a caregiver hired 08/06/18, did not have a TB skin test or a physician statement on file. A caregiver hired 08/15/16, had a TB skin test dated 08/17/16. Per the center's volunteer policy a volunteer (start date: 05/05/09), had a TB skin test dated 11/27/16.

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 06/05/09, completed fourteen (14) hours of annual training. A caregiver hired 08/15/16, completed thirteen (13) hours of annual training. A caregiver hired 05/07/18; a caregiver hired 02/21/18, and a caregiver hired 05/30/17, did not complete orientation training. A caregiver hired 05/30/17, did not complete pediatric abusive head trauma training.

Programming

Not In Compliance

495 - Bedding/Toys in Crib

Not In Compliance

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

- (3) Rest time shall include adequate space specified by the child's age as follows:
 - (a) For an infant:
 3. No loose bedding, such as a bumper or a blanket; and
 4. No toys or other items except the infant's pacifier;

Findings:

General: Based on observation, an infant child slept with her bib around her neck in the crib.

Premises

Not In Compliance

520 - Inaccessible Items

Not In Compliance

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

- (7) The following shall be inaccessible to a child in care:
 - (a) Toxic cleaning supplies, poisons, and insecticides;
 - (b) Matches, cigarettes, lighters, and flammable liquids; and
 - (c) Personal belongings and medications of staff.

Findings:

General: Based on observation, a bottle of hand sanitizer set on the desk by a box of facial tissues. This sanitizer was accessible to the children in the two-year-old and three-year-olds room. Two (2) caregivers' purses/bags were on the floor, accessible to the preschool children.

Hygienic Practices

Not In Compliance

655 - 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 his or her developmental skills;
 - (b) Except as established in paragraph (c) of this subsection, 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 touching an item or an area of the body soiled with body fluids or wastes; and
 6. After outdoor or indoor play time; and
 - (c) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (b) of this subsection. The child shall wash the child's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, a set of toddler twins did not wash their hands when they arrived. These twins also did not wash their hands before they ate breakfast. A toddler child did not wash her hands after she ate breakfast.

Inspection Report

660 - 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;
- (c) Except as established in paragraph (d) of this subsection, 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;
 9. After smoking or vaping; and
 10. If possible, before administering first aid; and

(d) Use hand sanitizer or hand-sanitizing wipes if liquid soap and warm running water are not available in accordance with paragraph (c) of this subsection. The staff shall wash the staff's hands as soon as practicable once liquid soap and warm running water are available.

Findings:

General: Based on observation, the infant/toddler caregiver wore gloves but did not wash her hands before she diapered two (2) toddler children.

695 - 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 wears disposable gloves, the gloves shall be changed and disposed after each child is diapered.

Findings:

General: Based on observation and review of documentation, the infant/toddler caregiver used Assured Antibacterial travel wipes to clean the diaper changing mat after she changed a toddler child's diaper. These wipes were not a disinfectant.

First Aid/Medication

Not In Compliance

730 - 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 unless the medication is:
 1. A first aid supply and is maintained in accordance with subsection (1) of this section;
 2. Diaper cream, sunscreen, or toothpaste. Diaper cream, sunscreen, or toothpaste shall be inaccessible to a child;
 3. An epinephrine auto-injector. A licensed child-care center shall comply with KRS 199.8951 and 311.646, including:
 - a. An epinephrine auto-injector shall be inaccessible to a child;
 - b. A child-care center shall have at least one (1) person onsite who has received training on the administration of an epinephrine auto-injector if the child-care center maintains an epinephrine auto-injector;
 - c. A child-care center shall seek emergency medical care for a child if an auto-injector is administered to the child; and
 - d. A child-care center shall report to the child's parent and the cabinet in accordance with 922 KAR 2:090, Section 12(1)(b) if an epinephrine auto-injector is administered to a child; or
 4. An emergency or rescue medication for a child in care, such as medication to respond to diabetic or asthmatic condition, as prescribed by the child's physician. Emergency or rescue medication shall be inaccessible to a child in care;
 - (b) Kept in the original bottle; and
 - (c) Properly labeled.
- (7) Medication shall not be given to a child if the medication's expiration date has passed.

Findings:

General: Based on observation, a tube of healing ointment was on a shelf in the adjoining restroom between the two-year-olds' room and the infant/toddlers' room.

Outdoor Play Area

In Compliance

Equipment

Not In Compliance

820 - 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 and interview, the ceiling tile had a large brown stain in the preschool room. Interview revealed there was a leak but the leak was fixed.

Transportation

Not Applicable

Food Service/Food Program

In Compliance

Inspection Report

**Food Service
Children's Records**

**In Compliance
Not In Compliance**

1135 - Immunization

Not In Compliance

922 KAR 2:090. Section 9. 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 enrolled 06/30/18, did not have an immunization certificate on file.

Written Documentation

Not In Compliance

1170 - 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 review of documentation, a caregiver hired 09/11/17; a caregiver hired 05/30/17; a caregiver hired 08/15/16, and a caregiver hired 08/10/09, did not have their annual written professional development plan.

1175 - Earthquake/Tornado/Fire Drills

Not In Compliance

922 KAR 2:090. Section 9. Records.

(1) A child-care center shall maintain:

(h) A written record of quarterly practiced earthquake drills and tornado drills detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

(i) A written record of practiced fire drills conducted monthly detailing the date, time, and children who participated in accordance with 922 KAR 2:120, Section 3;

Findings:

General: Based on interview, fire drills, earthquake and tornado drills for 2018 were practiced, but the names of the children who participated, times and dates were not documented and maintained.

1195 - Fire Drills

Not In Compliance

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

(12) A fire drill shall be:

(a) Conducted during hours of operation at least monthly; and

(b) Documented.

(13) An earthquake drill and a tornado drill shall be:

(a) Conducted during hours of operation at least quarterly; and

(b) Documented.

Findings:

General: Based on interview, fire drills, earthquake and tornado drills for 2018 were conducted but not documented.

Posted Documentation

Not In Compliance

1200 - Posting Requirements

Not In Compliance

922 KAR 2:090. Section 8. General.

(6) 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) The provider's preliminary or regular license;

(b) Each statement of deficiency and civil penalty notice issued by the cabinet during the current licensure year;

(c) Each plan of correction submitted by the child-care center to the cabinet during the current licensure year;

(d) Information on the Kentucky Consumer Product Safety Program and the program's Website as specified in KRS 199.897;

(e) 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;

(f) Minimum staff-to-child ratios and group size established in 922 KAR 2:120; and

(g) Daily planned program.

Findings:

General: Based on observation and interview, the civil penalty notices issued by the cabinet dated 07/11/18 and 05/04/18, were not posted.

Animals

In Compliance

Signature of Provider/Representative

Title

Date