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Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Derby Club (The)	Provider Information	CLR No: L354492
Provider Address: 367 Bethlehem Road, Paris, KY, 40361	Provider Type: LICENSED TYPE I	Capacity: 385
Owner(s): Bourbon County Board Of Education		Director(s): Earlywine, Danita

Inspection Type: Renewal Application	Inspection Information	Inspection No: 219225
Date Initiated: 04/28/2017 3:10 PM	Date Concluded: 04/28/2017 4:30 PM	
	No. of Children Present: 56	

Inspection Report	
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
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, this regulatory requirement was not met. The file for an employee hired on 6/1/16 contained page one (1) of the child abuse/neglect check (CAN); however, page two (2) was not present. It could not be determined when the request was submitted or if the results had been returned. This staff person was observed working alone with eighteen (18) children (second and third graders) during the visit.

Employee Records	Not In Compliance
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, this regulatory requirement was not met. The file for an employee hired on 6/1/16 contained page one (1) of the child abuse/neglect check (CAN); however, page two (2) was not present. It could not be determined when the request was submitted or if the results had been returned. This staff person was observed working alone with eighteen (18) children (second and third graders) during the visit.

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, this regulatory requirement was not met. One (1) staff person (hire date: 6/1/16) did not have educational documentation 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, this regulatory requirement was not met. One (1) staff file (hire date: 2/4/15) contained results of a negative T.B. test that is no longer current. The test was dated 11/25/14 which exceeds the two (2) year time frame.

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 and the Training Records Information System (TRIS), the following was found: 1. One (1) staff file (hire date: 1/19/95) did not contain the required fifteen (15) hours of training. 2. One (1) staff file (hire date: 11/15/13) contained a pediatric abusive head trauma training class certificate that was dated 2/25/12; therefore, this training is no longer valid.

Programming	In Compliance
Premises	In Compliance
Hygienic Practices	In Compliance
First Aid/Medication	In Compliance
Outdoor Play Area	In Compliance
Equipment	In Compliance
Transportation	Not Applicable
Food Service	In Compliance
Children's Records	In Compliance
Written Documentation	In Compliance
Posted Documentation	Not In Compliance

1155 - Posting Requirements

Not In Compliance

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.**

Findings:

General: Based on Review of Documentation and interview, this regulatory requirement was not met. The statement of deficiencies and plan of correction from the 3/17/16 relicensure inspection was not posted. The staff person in charge stated that she was not aware of this regulatory requirement.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date