



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF INSPECTOR GENERAL

Eric Friedlander
SECRETARY

Melissa A. Moore, Director
Division of Regulated Child Care
Eastern Branch
455 Park Place, Suite 120A
Lexington, KY 40511

Adam Mather
INSPECTOR GENERAL

Phone: (859) 246-2301 Fax: (859) 246-2307
<https://chfs.ky.gov/agencies/os/oig>

Inspection Report

Provider Name: Southern Hills Early Childhood Program	Provider Information Provider Type: LICENSED TYPE I	CLR No: L354537
Provider Address: 2356 Harrodsburg Road, Lexington, KY, 40503		Capacity: 304
Owner(s): Southern Hills Early Childhood Program		Director(s): Fuqua, Ann Griffiths

Inspection Type: Renewal Application	Inspection Information	Inspection No: 321014
Date Initiated: 05/24/2022 10:10 AM	Date Concluded: 05/24/2022 1:32 PM	
	No. of Children Present: 184	

Inspection Report	
Background Checks	In Compliance
Supervision	In Compliance
Staffing Requirements	In Compliance
General Administration	In Compliance
Director Requirements	Not In Compliance
360 - 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, one staff person eligible for an annual performance review did not have documentation of a review on file at the facility. This staff person had 3/10/21, listed as their hire date.	
Employee Records	Not In Compliance
400 - 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, six staff (hire dates: 2 on 1/31/22, 3/8/22, 10/14/21, 5/19/22, and 3/11/22) did not have educational documentation on file.	

405 - 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, this regulatory requirement was not met. The following was found:

- 1.) Eight staff (hire dates: 3/28/16, 10/16/20, 1/31/22, 10/14/21, 2/18/22, 5/19/22, 5/18/22, and 1/22/22) did not have T.B. documentation on file.
- 2.) One staff person (hire date: 9/22/21) had T.B. documentation in her file listing her name and a negative reading; however, the date that the test was performed was not listed. Therefore, the surveyor was not able to determine if the test had been done within the past two years.
- 3.) One staff person did not have evidence of a negative TB skin test or physician's statement documenting he/she was free from tuberculosis prior to employment. The staff person was hired on 12/6/21; however, did not have a TB skin test until 5/4/22.
- 4.) One staff person did not have evidence of a negative TB skin test or physician's statement documenting he/she was free from tuberculosis prior to employment. The staff person was hired on 2/21/22; however, did not have a TB skin test until 4/21/22.

415 - CPR/First Aid Required Training

Not In Compliance

922 KAR 2:120. Section 7. First Aid and Medicine.

(8) Each center shall ensure that every staff member has received training on first aid and cardiopulmonary resuscitation (CPR).

Findings:

General: Based on review of documentation, four staff (hire dates: 7/31/18, 5/10/21, 12/6/21, and 5/12/22) did not have evidence of completing CPR/First Aid training on file at the facility. A review of ECE-TRIS records supports the information found during the survey.

435 - 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 completed within the first three (3) months of employment in a child-care program;**
- (b) Nine (9) hours of cabinet-approved early care and education training within the first year of employment in a child care program, 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 completed between July 1 and the following June 30 of each subsequent year of employment in a child care program, including one and one-half (1 ½) hours of cabinet-approved pediatric abusive head trauma training completed once every five (5) years.**

(17) A staff person's compliance with training requirements of this section shall be verified through the cabinet-designated database maintained pursuant to 922 KAR 2:240.

Findings:

General: Based on review of documentation, and the Training Records Information System (TRIS), the following was found:

- 1.) Four staff (hire dates: 7/22/13, 11/2/12, 3/28/16, and 6/22/18) did not complete the required 15 hours of cabinet-approved training hours between 7/1/2020 and 6/30/21.
- 2.) Two staff (hire dates: 10/20/21 and 10/14/21) did not complete the required Orientation training. These staff have been employed for more than three months.
- 3.) One staff person (hire date: 1/22/22) did not take the Orientation training within three months of employment.
- 4.) One staff person hired on 8/25/16, completed PAHT training on 1/18/17; however, did not renew the training due 1/18/22.

Programming

Not In Compliance

540 - Bedding/Toys in Crib

Not In Compliance

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

(3) Rest time shall occur in an adequate space according to the child's age as follows:

(a) For an infant:

- 3. No bedding other than a clean tight-fitted sheet; and**
- 4. No toys or other items except the infant's pacifier;**

Findings:

General: Based on observation, a crib sheet fit loosely on a mattress in the Piglets classroom.

Inspection Report

Premises

Not In Compliance

565 - 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, the following was found:

- 1.) Chemical cleaners and fragrance sprays were stored behind the faucet of the children's handwashing sink in the Pups classroom.
- 2.) The countertop around the sink in the Chicks classroom stored staff food and personal belongings, as well as a can of fragrance room spray.
- 3.) An unlocked cabinet within the Stallions classroom contained staff purses and other items.

625 - Floors, Walls, Ceilings

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

- (9) Floors, walls, and ceilings shall be smooth, in good repair, and constructed to be easily cleaned.

Findings:

General: Based on observation, the following was found:

- 1.) There were several areas of chipping paint on the walls of the Donkeys classroom.
- 2.) The wall behind a rocking chair in the Piglets classroom had chipping paint and chalking drywall.
- 3.) A ceiling exhaust vent in the Hedgehogs bathroom was coated in dust.

690 - Sink

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

- (3) A sink shall be:
 - (a) Located in or immediately adjacent to toilet rooms;
 - (b) Equipped with hot and cold running water that allows for hand washing;
 - (c) Equipped with hot water at a minimum temperature of ninety (90) degrees Fahrenheit and a maximum of 120 degrees Fahrenheit;
 - (d) Equipped with liquid soap;
 - (e) Equipped with hand-drying blower or single use disposable hand drying material;
 - (f) Equipped with an easily cleanable waste receptacle; and
 - (g) Immediately adjacent to a changing area used for infants and toddlers.

Findings:

General: Based on observation, the water temperature in the Piglets and Ponies classroom did not register a minimum of 90 degrees Fahrenheit. The Piglets classroom hot water was measured at 77 degrees Fahrenheit and the Ponies classroom measured at a maximum of 83 degrees Fahrenheit.

Hygienic Practices

Not In Compliance

725 - Soiled Diapers/Clothing

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

- (8) Diapers or clothing shall be:
 - (a) Changed when soiled or wet;
 - (b) Stored in a covered container temporarily; and
 - (c) Washed or disposed of at least once a day.

Findings:

General: Based on observation, a trash can used to dispose of diapers in the Donkeys classroom was not covered.

730 - Diaper Changing Area/Surface

Not In Compliance

922 KAR 2:120. Section 12. 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 changing pad in the Donkeys classroom was ripped, exposing the foam underneath, and rendered the pad unable to be properly sanitized.

745 - Children's Individual Items

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

(14) Combs, towels or washcloths, brushes, and toothbrushes used by a child shall be:

- (a) Individually stored in separate containers; and**
- (b) Plainly labeled with the child's name.**

Findings:

General: Based on observation, napping mats were made with sheets and blankets and stacked on top of one another in each classroom, the napping mats were separated by a plastic sheet. A plastic sheet was not used in between two napping mats in the Dalmatians classroom. Additionally, bedding in the Hedgehogs classroom hung over the plastic sheet used to divide the napping mats. This method of storage promotes the spread of germs and bacteria.

First Aid/Medication

Not In Compliance

775 - 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 13(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 and interview, the following was found:

- 1.) Two bottles of liquid medication were found on a counter in the Pups classroom. One bottle of medication was not labeled with the child's name. The medication was not stored in a separate or locked place.
- 2.) Upon interview it was determined that child in the Cubs classroom has an epi-pen to be used for emergencies, the staff person stated that the child brings the epi-pen to school each day in his backpack. The staff person stated that the medication is not removed from the backpack. The staff person in this classroom exited the classroom and located the child's backpack, which was hanging on a hook outside of the classroom; the backpack contained the child's epi-pen as well as a package of antihistamine. These items were accessible to the children in care, as they were not being stored properly.
- 3.) A tube of diaper cream was not labeled within the Pups, Donkeys, and Chicks classroom.

Outdoor Play Area

Not In Compliance

790 - Playground Clean

Not In Compliance

922 KAR 2:120. Section 4. Premises Requirements.

(20) An outdoor play area shall be:

(c) Free from:

- 1. Litter;**
- 2. Glass;**
- 3. Rubbish; and**
- 4. Flammable materials;**

Findings:

General: Based on observation, several pieces of trash were found on the ground on the older children's playground.

Equipment

Not In Compliance

865 - Indoor/Outdoor Equipment

Not In Compliance

922 KAR 2:120. Section 13. 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, the following was found:

- 1.) A plastic bin used for toy storage was cracked within the Pandas classroom.
- 2.) The trash can lid within the diaper changing area of the Chicks classroom had brown marks smeared on the surface.

Inspection Report

Transportation

In Compliance

Kitchen Requirements

In Compliance

Food Service

In Compliance

Meal Planning/Center Provides Meals

In Compliance

Meal Planning/Center Does Not Provide Meals

In Compliance

Children's Records

Not In Compliance

1245 - 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, it was found that two children enrolled on 8/24/2021 and 4/19/2022, did not have a current immunization certificates on file at the facility.

Written Documentation

In Compliance

Posted Documentation

Not In Compliance

1310 - 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 Web site 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 review of documentation, the lesson plans posted in the Cats and Hedgehogs classrooms were dated "Week two" this plan was not current. Additionally, a lesson plan was not posted nor available within the Dalmatians or Stallions classroom.

1330 - Diapering/Handwashing

Not In Compliance

922 KAR 2:120. Section 12. Toilet, Diapering, and Toiletry Requirements.

(9) The proper methods of diapering and hand-washing shall be posted at each diaper changing area.

Findings:

General: Based on observation and review of documentation, the proper steps for diapering were not posted nor available in the Ponies classroom.

Animals

In Compliance

Signature of Provider/Representative

Title

Date