



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

Northern Branch
908 W. Broadway, 10-W
Louisville, KY 40203

Phone: (502) 595-5781 Fax: (502) 595-5773
<https://chfs.ky.gov/agencies/os/oig>

Adam Mather
INSPECTOR GENERAL

Inspection Report

Provider Name: Memorial Angels Childcare	Provider Information	CLR No: L354550
Provider Address: 631 North Miles Street, Elizabethtown, KY, 42701	Provider Type: LICENSED TYPE I	Capacity: 156
Owner(s): Memorial United Methodist Church, Inc.		Director(s): Pitt, Keshia

Inspection Type: Renewal Application	Inspection Information	Inspection No: 245636
Date Initiated: 07/18/2018 10:05 AM	Date Concluded: 07/18/2018 2:15 PM	
	No. of Children Present: 72	

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 January 1, 2018, shall:</p> <p>(a) Have completed the background checks required in accordance with this administrative regulation and 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 review of documentation and interview, the child care center failed to comply with background checks in accordance with regulatory requirements. Review of the presented employee records revealed an employee with hire date 6/12/17 whose file did not contain a completed Child Abuse and Neglect Check (CAN). Review of the KARES system revealed that the staff member did not have a completed background check. Upon request, the director did not present background checks for the aforementioned employee at the time of the survey but did mention that she has not worked alone.</p>	

20 - Out of state background checks

Not In Compliance

922 KAR 2:280. Section 5. Checks of Other States.

- (1) In accordance with 45 C.F.R. 98.43(b)(3), a prospective child care staff member who resides in or has resided in another state within the last five (5) years shall:**
- (a) Request from each state of current or prior residency, in accordance with the state's laws, policies, and procedures, with a courtesy notice to the cabinet:**
 - 1. An in-state criminal records check by:**
 - a. Means of fingerprints for the state of residence; or**
 - b. Any means accepted by a state of prior residency;**
 - 2. A check of the state's sex offender registry or repository; and**
 - 3. A check of the state-based child abuse and neglect registry and database; and**
 - (b) Direct results of the checks required in paragraph (a) of this subsection to the Department for Community Based Services, Division of Child Care, 275 East Main Street, 3C-F, Frankfort, Kentucky 40601.**

Findings:

General: Based on review of documentation and interview, the child care center failed to comply with background checks in accordance with regulatory requirements. Review of the presented employee records revealed an employee with hire date 7/2/18 who listed an alternate address on her application in Texas but did not have documentation in her file to verify completion of a Texas background check. Upon request, the director did not present an out of state background check for the aforementioned employee at the time of the survey but did state that she has not worked alone.

Supervision

In Compliance

Staffing Requirements

In Compliance

General Administration

In Compliance

Director Requirements

Not In Compliance

340 - Staff Meeting

Not In Compliance

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

- (1) A director shall:**
- (i) Conduct, manage, and document in writing recurring staff meetings;**

Findings:

General: Based on review of documentation and interview, the child care center director failed to assure compliance with regulatory requirements. Review of the presented documentation revealed that verification of conducting staff meetings were not presented for review. Upon request, the director did not present verification of conducting staff meetings at the time of the survey.

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 and interview, the child care center director failed to assure compliance with regulatory requirements. Review of the presented employee records revealed staff with hire dates 3/30/16, 10/17/13, 2/4/13, 3/1/00, 10/24/16, 3/6/17, 5/25/17, 3/19/04, 8/27/12, 2/23/15, 4/5/17, 6/12/17, 7/20/15, 12/22/14, 10/24/16, 9/7/10 and 8/24/16 whose files did not contain a current annual evaluation. Upon request, the director did not present current evaluations for the aforementioned employees at the time of the survey.

350 - Health, Safety, Comfort

Not In Compliance

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

- (1) A director shall:**
- (i) Assure the health, safety, and comfort of each child;**

Findings:

General: Based on observation, the child care center director failed to assure compliance with regulatory requirements. There was a plunger located next to the toilet in B120 Nursery.

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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of the presented employee records revealed staff with hire dates 4/5/17, 11/20/17 and 8/24/16 whose files did not contain a high school diploma, GED or qualifying documentation from a comparable educational entity. Upon request, the director did not present educational documentation for the aforementioned employees at the time of the survey.

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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of the presented employee records revealed staff with hire dates 3/30/16, 2/4/13, 3/1/00, 3/6/17, 3/19/04, 8/27/12, 2/23/15, 4/5/17, 8/6/12, 7/20/15, 12/22/14 and 9/7/10 whose files did not contain a current statement from a health professional that they are free from active tuberculosis. Upon request, the director did not present current statements for the aforementioned employees at the time of the survey.

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 and interview, the child care center failed to maintain employee records in accordance with regulatory requirements. Review of the presented employee records revealed staff with hire dates 3/30/16, 10/17/13, 10/24/16, 3/6/17, 5/25/17, 2/23/15, 4/5/17, 11/20/17, 6/12/17, 7/20/15, 9/25/17, 12/22/14, 10/24/16 and 8/24/16 whose files did not contain documentation to verify completion of the six (6) hours of cabinet approved orientation. Continued review of the presented employee records revealed staff with hire dates 3/30/16, 10/17/13, 2/4/13, 3/1/00, 10/24/16, 5/25/17, 3/19/04, 8/27/12, 4/5/17, 6/12/17, 12/22/14, 10/24/16, 9/7/10 and 8/24/16 whose files did not contain documentation to verify current completion of the one and one-half (1 ½) hours of pediatric abusive head trauma training. Review of the presented employee records revealed staff with hire dates 10/17/13, 2/4/13, 10/24/16, 5/25/17, 3/19/04, 8/27/12, 2/23/15, 4/5/17, 7/20/15, 12/22/14 and 10/24/16 whose files did not contain documentation to verify completion of the required fifteen (15) hours of cabinet approved training. Review of ECE-TRIS verified that the employees did not complete the fifteen (15) hours of cabinet approved training. Upon request, the director did not present training documentation for the aforementioned employees at the time of the survey.

Programming

In Compliance

Premises

Not In Compliance

580 - 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 child care center failed to maintain the premises in accordance with regulatory requirements. There were water stains in the ceiling tiles located above the art center and metal storage cabinet in B113 Three-Year-Old Room. There were water stains located in the ceiling tiles above the lunch table located in B109 Transition Room. There was a large water stain covering at least two and one-half (2 ½) ceiling tiles located in the back of the room near the light fixtures above the cribs and cleaning board in B107 Nursery. There was a water stain located in the ceiling tile located above the dramatic play area in B101 Preschool Room.

645 - Sink

Not In Compliance

922 KAR 2:120. Section 10. 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 child care center failed to maintain the premises in accordance with regulatory requirements. The sink located in B112 After School Room was not equipped with hot water or liquid soap. The sink located in B109 Transition Room was not equipped with hot water.

Inspection Report	
Hygienic Practices	Not In Compliance
660 - Staff Hygiene/Handwashing	Not In Compliance
<p>922 KAR 2:120. Section 3. General Requirements.</p> <p>(5) Staff shall:</p> <p>(a) Maintain personal cleanliness;</p> <p>(b) Conform to hygienic practices while on duty;</p> <p>(c) Wash their hands with liquid soap and running water:</p> <ol style="list-style-type: none"> 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 <p>(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.</p> <p>Findings:</p> <p>General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. A staff member located in B109 Transition Room did not wash her hands with soap and water before handling food.</p>	
685 - Diaper Changing Area/Surface	Not In Compliance
<p>922 KAR 2:120. Section 10. Toilet, Diapering, and Toiletry Requirements.</p> <p>(10) When a child is diapered, the child shall:</p> <p>(b) Be placed on a surface that is:</p> <ol style="list-style-type: none"> 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. <p>Findings:</p> <p>General: Based on observation, the child care center failed to comply with hygienic practices in accordance with regulatory requirements. The white changing pad located in B120 Nursery was torn exposing the absorbent material. The changing pad located in B109 Transition Room was torn exposing the absorbent material.</p>	
First Aid/Medication	In Compliance
Outdoor Play Area	In Compliance
Equipment	Not In Compliance
815 - Toys/Furniture	Not In Compliance
<p>922 KAR 2:120. Section 11. Toys and Furnishings.</p> <p>(1) All toys and furniture contacted by a child shall be:</p> <p>(a) Kept clean and in good repair; and</p> <p>(b) Free of peeling, flaking, or chalking paint.</p> <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain equipment in accordance with regulatory requirements. The two (2) gray pillows located in the reading area in B112 After School Room had holes in them exposing the absorbent material. The green and white toy kitchen set located in B111 Four-Year-Old Room was missing the freezer door. One of the doors on the toy kitchen set located in B110 Toddler Room was broken off and the plastic sink was missing.</p>	
820 - Indoor/Outdoor Equipment	Not In Compliance
<p>922 KAR 2:120. Section 11. Toys and Furnishings.</p> <p>(2) Indoor and outdoor equipment shall:</p> <p>(a) Be clean, safe, and in good repair;</p> <p>(b) Meet the physical, developmental needs, and interests of children of different age groups;</p> <p>(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</p> <p>(d) Be designed to guard against entrapment or situations that may cause strangulation.</p> <p>Findings:</p> <p>General: Based on observation, the child care center failed to maintain the premises in accordance with regulatory requirements. Both the purple handle bars were broken off the see-saw located in the outside play area.</p>	
Transportation	Not Applicable
Food Service/Food Program	In Compliance

Inspection Report**Food Service****Not In Compliance****1035 - Food Contact Items****Not In Compliance****922 KAR 2:120. Section 8. Kitchen Requirements.****(6) Equipment, utensils, and surfaces contacting food shall be:**

- (a) Smooth;**
- (b) Free of breaks, open seams, cracks, and chips;**
- (c) Accessible for cleaning; and**
- (d) Nontoxic.**

Findings:

General: Based on observation, the child care center failed to maintain food service in accordance with regulatory requirements. The white microwave located in B112 After School Room was dirty. The bottom shelf of the white refrigerator located in B109 Transition Room was dirty.

Children's Records**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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Review of the presented children records revealed records for children with enrollment dates 1/30/17 and 4/16/18 that did not contain a current immunization certificate. Upon request, the director did not present current immunization certificates for the aforementioned children at the time of the survey.

1140 - Enrollment Information**Not In Compliance****922 KAR 2:090. Section 9. 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 a 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 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 and interview, the child care center failed to maintain children's records in accordance with regulatory requirements. Review of the presented children records revealed children files with enrollment dates 4/14/14 and 9/3/13 that did not contain the name of the family's preferred hospital. Continued review of the presented children records revealed a child's file with enrollment date 1/30/17 that did not contain the contact information for the family's physician. Upon request, the director did not present the information for the aforementioned children at the time of the survey.

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 and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of the presented employee records revealed staff with hire dates 3/30/16, 10/17/13, 2/4/13, 3/1/00, 10/24/16, 3/6/17, 5/25/17, 3/19/04, 8/27/12, 2/23/15, 4/5/17, 6/12/17, 7/20/15, 12/22/14, 10/24/16, 9/7/10 and 8/24/16 whose files did not contain a current annual professional development plan. Upon request, the director did not present current annual professional development plans for the aforementioned employees at the time of the survey.

Inspection Report

1190 - Orientation Procedure

Not In Compliance

922 KAR 2:120. Section 2. Child Care Services.

(3)(b) The program shall include:

2. Written policy that specifies that the procedures that were taught at the orientation training shall be implemented by each child-care center staff member.

Findings:

General: Based on review of documentation and interview, the child care center failed to maintain written documentation in accordance with regulatory requirements. Review of the presented documentation revealed that a written policy that specifies that the procedures that were taught at the orientation training shall be implemented by each child care center staff member was not presented for review. Upon request, the director did not present an orientation policy at the time of the survey.

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, the child care center failed to post documentation in accordance with regulatory requirements. The daily schedule was not posted in B120 Nursery at the time of the survey. The daily schedule was not posted in B112 After School Room. The daily schedule was not posted in B109 Transition Room at the time of the survey. The daily schedule was not posted in B101 Preschool Room at time of the survey. The daily schedule was not posted in B102 Two-Year-Old Room at the time of the survey.

1215 - Daily Activities

Not In Compliance

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

(1) A director shall:

(h) Post a schedule of daily activities, to include dates and times of activities to be conducted with the children in each classroom;

Findings:

General: Based on observation, the child care center failed to post documentation in accordance with regulatory requirements. The daily schedule of activities was not posted in B120 Nursery at the time of the survey. The daily schedule of activities posted in B113 Three-Year-Old Room was not dated. The daily schedule of activities was not posted in B112 After School Room. The daily schedule of activities was not posted in B111 Four-Year-Old Room at the time of the survey. The daily schedule of activities was not posted in B110 Toddler Room at the time of the survey. The daily schedule of activities was not posted in B109 Transition Room at the time of the survey. The daily schedule of activities was not posted in B101 Preschool Room at the time of the survey. The daily schedule of activities was not posted in B102 Two-Year-Old Room at the time of the survey.

1220 - Diapering/Handwashing

Not In Compliance

922 KAR 2:120. Section 10. 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, the child care center failed to post documentation in accordance with regulatory requirements. The proper methods of hand-washing was not posted at or near the sink located in B109 Transition Room.

Animals

Not Applicable

Signature of Provider/Representative

Title

Date